



**SAN MIGUEL COUNTY BOARD OF COUNTY  
COMMISSIONERS**

**BOARD OF COUNTY COMMISSIONER MEETING AGENDA  
WEDNESDAY, NOVEMBER 2, 2022 – 9:30 AM**

LOCATION SHERIFF ANNEX IN NORWOOD

- 1. Roll Call - Meeting will be held in Norwood at the Sheriff Annex 1110 Summit St, Norwood, CO**
  
- 2. 9:30 am CALL TO ORDER. Join a Meeting, Zoom.us, Meeting, Zoom.us, Meeting ID #534.180.495, Password 014764, audio 1-301-715-8592 or 1-253-215-8782**
  
- 3. MOMENT OF SILENCE**
  
- 4. REVIEW OF AGENDA**
  
- 5. PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA.**  
*Please limit comments to 3 minutes. If comments are not related to an item on the agenda, there will be no Board response or action taken since the topic was not posted with proper notice and any comment could potentially violate the Colorado Open Meetings Law.*
  
- 6. CONSENT AGENDA**
  - a. Approval of Chair's signature on a letter to the Town of Sawpit - Termination of Road Maintenance Agreement (Resolution 1984-6).  
Presented By: Amy Markwell, County Attorney  
[Sawpit.RoadMaintAgmt.Term](#)
  
  - b. Approval of the Chair's Signature on a Letter to the Town of Sawpit Acknowledging Full Satisfaction of the Intergovernmental Agreement dated March 11, 2020 Regarding CDOT's Drainage Improvements Project at the Intersection of Highway 145 and Jackson Street.  
Recommended Motion: Motion to Approve.  
[BOCC.Ltr\\_Sawpit.SatisfactionIGA](#)  
[Res 2022-2 Accepting Road 58P.executed.pdf](#)  
[IGA Reso for Sawpit Improvements.3.11.20.pdf](#)
  
  - c. Approval of Minutes: September 21, 2022 and October 5, 2022.  
[20220921-BOCC-Minutes-Draft.pdf](#)  
[20221005-BOCC-Minutes-Draft.pdf](#)
  
  - d. Ratification of Commissioners signature on the Letter of Support concerning the RFP Tri-State Maverick Draw substation.  
[Letter of Support - Tri-State Maverick Draw substation](#)
  
  - e. Approval of Chair's signature on a Western Regional Emergency Medical and Trauma Advisory Council (WRETAC) - Regional Systems Development for \$3,400 for improvement

and Full Wrap decal to fulfil the Integration of Health Services Legislation and Regulation Public Access Prevention.

Recommended Motion: To approve as presented.

[WRETAC.pdf](#)

## 7. ADMINISTRATIVE MATTERS

- a. 9:35 a.m. Approval of Chair's signature on a Proclamation of the Board of Commissioners of San Miguel County, Colorado, on Veterans Day, November 11, 2022, to honor and recognize the Veterans of San Miguel County./MOTION  
5 mins Presented By: County Commissioners  
[November 2022 Veterans Day](#)

- b. 9:40 am Consideration for the appointment to the County Planning Commission -Alternate seat./MOTION

Applicants:

Galena Gleason

Morgan Smith

10 mins Presented By: Kaye Simonson, Planning Director

[Galena Gleason - Planning Commission.pdf](#)

[Morgan Smith - Planning Commission\\_Redacted.pdf](#)

- c. 9:50 am Discussion of a request by the new owner of the parcel located at 310 Front Street, Parcel 4523334403002 (AKA Placerville Post office) to renew the current easement of the leach field located in the county right away./MOTION  
20 mins Presented By: Mike Bordogna, County Manager; Harley Brooke-Hitching, New owner
- d. Consideration of Chair's signature on Resolution 2022-53 Adopting a County Donation Policy.  
5 min Presented By: Amy Markwell, County Attorney  
Recommended Motion:  
Motion to APPROVE Resolution 2022-53 Adopting a County Donation Policy.  
[Resolution 2022 53 Donation Policy](#)
- e. Consideration to defer an issue on the Road CR Z60 to the County Manager. Allowing him to work with the Road and Bridge department and the owners concerning the plowing permit/bond.  
5 mins Presented By: Mike Bordogna, County Manager
- f. Consideration to approve the purchase for the Sheriff's fleet, a 2022 Chevrolet Tahoe, in the amount of \$53,234 from the Town of Norwood. /MOTION  
5 mins Presented By: Mike Bordogna, County Manager  
[SMC Sheriff Office - 2022 Tahoe.pdf](#)

## 8. 10:25 am NATURAL RESOURCES AND SPECIAL PROJECTS - Starr Jamison, NRSP Director

**Update and other, as needed.**

**9. 10:45 am MANAGER and ASSISTANT MANAGER MATTERS**

Update and other, as needed.

Mike Bordogna, County Manager

James Van Hooser, Assistant County Manager

**10. 11:00 am ADMINISTRATIVE MATTERS - continued.**

- a. Discussion of the Multimodal Options fund (MMOF) for the proposed Lawson Hill connector sidewalk from the County owned Park and Ride to the Underpass beneath Hwy 145.  
30 mins Presented By: Mike Bordogna, County Manager; Pall Hall, Lawson Hill HOA

**11. 11:30 am COMMISSIONER UPDATES:**

*Hilary Cooper - Update on Outside Meetings and Legislative Updates.*

*Kris Holstrom - Update on Outside Meetings.*

*Lance Waring - Update on Outside Meetings.*

**12. 12:00 pm - 12:45 pm Lunch**

**13. 12:45 pm PUBLIC HEALTH AND ENVIRONMENT - Grace Franklin, Public Health Director**

*(Board of Commissioners sitting as the San Miguel County Board of Public Health.)*

*Potential Executive Session: Concerning Public Health, Meeting with an Attorney, citation 24-6-402(4)(b).*

**Update and other, as needed.**

**14. ATTORNEY MATTERS**

*(Any of these items may involve an Executive Session C.R.S. 24-6-402)*

- a. Executive Session: Discussion of general personnel matter for the County Attorney's Office.  
C.R.S. 24-6-402(4)(b) and (f)  
15 min Presented By: Amy Markwell, County Attorney
- b. Executive Session: Discussion of settlement negotiations in the 2017 & 2018 oil and gas lease litigation. (C.R.S. 24-6-402(4)(b) and (e)).  
5 min Presented By: Amy Markwell, County Attorney
- c. Executive Session: Discussion on the Sunnyside funding, citation 4(e).  
Presented By: Mike Bordogna, County Manager
- d. Executive Session: Conferences with an Attorney over a foreclosure in Lawson Hill, citation 4(b).  
Presented By: Mike Bordogna, County Manager
- e. 2:00 pm Executive Session: Discussion with an attorney and determine negotiations concerning the San Miguel Conservancy District Water Court case, citation (4)(b)(e).  
Presented By: Mike Bordogna, County Manager; Mark Hamilton, Water Attorney

**15. 2:15 pm ADJOURNMENT**

**NOTE: This agenda is subject to change, including the addition of items up to 24 hours in advance or the deletion of items at any time. All times are approximate. The County Manager reports may include administrative items not listed. Regular meetings, Public Hearings, and Special Meetings are recorded, and**

**ACTION MAY BE TAKEN ON ANY ITEM. Formal Action cannot be taken at Work Sessions. For further information, contact the County Administration office at 970-728-3844. If special accommodations are necessary per ADA, contact 970-728-3844, via email [bocc@sanmiguelcountyco.gov](mailto:bocc@sanmiguelcountyco.gov) prior to the meeting.**

**Request to speak during a meeting via zoom: Via Computer - Click Raise Hand in the Webinar Controls or Telephone - Dial #9 to raise your hand.**

The official, designate posting place for all meeting notices will be online at <https://www.sanmiguelcountyco.gov/liveagenda>. Use this link to view the live agenda with any last-minute changes. To be automatically notified, please sign up at [www.sanmiguelcountyco.gov](http://www.sanmiguelcountyco.gov), sign up for alerts, and follow the prompts.



## **AGENDA ITEM 6.a**

### **TITLE:**

Approval of Chair's signature on a letter to the Town of Sawpit - Termination of Road Maintenance Agreement (Resolution 1984-6).

**Presented by:** Amy Markwell, County Attorney

**Time needed:**

### **PREPARED BY:**

Amy Markwell, Attorney

### **RECOMMENDED ACTION/MOTION:**

### **INTRODUCTION/BACKGROUND:**

### **FISCAL IMPACT:**

### **ATTACHMENTS:**

[Sawpit.RoadMaintAgmt.Term](#)

**Description:** The Town of Sawpit (“Town”) and San Miguel County (“County”) entered into an Agreement in 1984 whereby the County would provide road maintenance services on streets within Town boundaries (Resolution 1984-6). This Agreement is no longer necessary since the portion of 58P within the Town boundary has been given to the County and based on the fact that Road & Bridge crews are unable to complete maintenance on other Town streets due to obstructions in the right of way.

This letter contemplates the mutual agreement between the Town and County to terminate the 1984 Agreement.



## BOARD OF COMMISSIONERS

KRIS HOLSTROM HILARY COOPER LANCE WARING

November 2, 2022

Mike Kimball, Mayor  
Town of Sawpit, Colorado  
PO Box 49  
Placerville, CO 81430

RE: Termination of the Intergovernmental Agreement Pertaining to Road Maintenance in Sawpit (Resolution #1984-6)

Dear Mr. Kimball,

The Town of Sawpit (“Town”) and San Miguel County (“County”) entered into an Agreement in 1984 whereby the County would provide road maintenance services on the following streets within Town boundaries:

- Blake Avenue from Highway 145 to its exit on the eastern edge of Sawpit;
- Hyde and Jackson Street(s) between Highway 145 and Blake Street; and
- “A” Street from Highway 145 to terminus.

In exchange, the Town agreed to:

- Remit its Highway User Funds to the County;
- waive its claims to the Road & Bridge mill levy; and
- a one-time, non-recovering expenditure from capital projects.

Ryan Righetti sent you a letter on December 31, 2018, informing you that due to the obstructions that have been built in the above mentioned road rights of way, Road & Bridge crews were unable to complete the work contemplated in the Agreement. Furthermore, with Resolution #2022-2 and the acceptance of Jackson Street into the County road system, it appears this Agreement is no longer necessary.

Attached for your consideration is a Mutual Consent to Terminate the Intergovernmental Agreement Between the Town of Sawpit, Colorado, and San Miguel County, Colorado Pertaining to Road Maintenance in Sawpit. Please let Ryan Righetti or Amy Markwell know if you have any questions or concerns.

Sincerely,  
SAN MIGUEL COUNTY, COLORADO

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Kris Holstrom, Chair

Encl: Res. #1984-6  
Ltr Dated December 31, 2018  
Mutual Consent to Terminate IGA Pertaining to Road Maintenance

**MUTUAL CONSENT TO TERMINATE THE INTERGOVERNMENTAL  
AGREEMENT BETWEEN THE TOWN OF SAWPIT, COLORADO AND SAN MIGUEL  
COUNTY, COLORADO PERTAINING TO ROAD MAINTENANCE IN SAWPIT  
(RESOLUTION 1984-6) DATED JANUARY 31 1984**

Upon discussion and in agreement with the Town of Sawpit, with the concurrence of the San Miguel County Road Superintendent, the Town of Sawpit and San Miguel County mutually agree as follows:

1. The Intergovernmental Agreement between the Town of Sawpit and San Miguel County pertaining to the maintenance of roads within the Town boundary, dated January 31, 1984, is hereby terminated.
2. The Town of Sawpit will receive HUTF revenues for roads within their boundary with the exception of the portion of CR 58P as defined in Board of County Commissioners Resolution 2022-2.
3. Effective immediately San Miguel County shall be relieved of any and all responsibilities for maintenance of the streets within the Town of Sawpit as specified in the above mentioned Intergovernmental Agreement.

DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

**San Miguel County, Colorado**

Attest:

\_\_\_\_\_  
Carmen Warfield, Chief Deputy Clerk

By: \_\_\_\_\_  
Kris Holstrom, Chair  
San Miguel County  
Board of County Commissioners

**Town of Sawpit, Colorado**

Attest:

\_\_\_\_\_

By: \_\_\_\_\_  
Mike Kimball, Town Mayor

Resolution No. 1984- 6

Intergovernmental Agreement  
between  
The Town of Sawpit and San Miguel County

Pursuant to C.R.S. 1973, 29-1-203, which allows local government to contract for services through intergovernmental agreements, and;

Pursuant to C.R.S. 1973, 43-2-144, which allows counties and municipalities to contract for road maintenance services;

Whereas the Town of Sawpit may not be able to provide street maintenance on its present revenue base without higher taxes, and;

Whereas San Miguel County has road maintenance equipment and already maintains county roads in the area.

Therefore, be it resolved that San Miguel County shall agree to the following services to Sawpit:

Maintenance (grading and snow plowing) of the following streets in the Town of Sawpit;

- a) Blake Avenue from Highway 145 to its exit on the eastern edge of Sawpit.
- b) Hyde and Jackson Street(s) between Highway 145 and Blake Street.
- c) "A" Street from Highway 145 to terminus.

Therefore, be it further resolved that the Town of Sawpit agrees to provide San Miguel County with the following:

- 1.) To remit to the San Miguel County Treasurer all funds received from the Highway Users Trust Fund (HUTF) within five days, and;
- 2.) To waive any and all claims to its share from the County Road and Bridge mill levy resulting from C.R.S. 1973, 43-2-202, and;
- 3.) To also agree to any one-time, non-recovering expenditure resulting from capital project pursuant to C.R.S. 1973, 29-1-301 proposed by San Miguel County.

Therefore, be it resolved between San Miguel County and the Town of Sawpit:

- 1.) Both parties agree that this agreement shall be in effect until such time as either party gives written notice of cancellation of this agreement on or before September 1 for the succeeding calendar year and.

- 2.) Both parties agree that work beyond grading and snow plowing shall be part of another separate agreement. This shall include but not be limited to paving, major reconstruction or construction of existing or new streets, graveling and dust oiling.

PASSED this 31<sup>st</sup> day of January, 1984.

Catherine Mulvey 1-30-84  
Mayor, Town of Sawpit Date

San Miguel County  
Board of Commissioners

Fred W. Ellard

Thomas H. Hall

Raymond Taylor

ATTEST:

Shanna Palmer

cc: File -  
"Contracts"  
File "R+B Cont -  
Govt"

LRB



## ROAD & BRIDGE DEPARTMENT

RYAN RIGHETTI, ROAD SUPERINTENDENT

Monday, December 31, 2018

Mike Kimball, Mayor  
Town of Sawpit  
PO Box 49  
Placerville, CO 81430

Dear Mr. Kimball,

I am writing this letter to clarify and define San Miguel County Road and Bridge's response to our phone conversation regarding snow removal in the Town of Sawpit. During our conversation you stated that you had received several questions from residents related to snow removal on Blake and Hyde Streets within the Town's boundary; and that after the recent snow events, those residents have called and inquired as to why snow removal was not performed. Here is a short response to explain our position.

With the construction of several fences and other obstructions in close proximity to the travelled and maintained portion of Blake St within the Town of Sawpit, San Miguel County Road and Bridge will no longer be able to perform snow removal or grading on those portions of roadway. These obstructions have narrowed the area needed to properly clear and deposit snow along the shoulder and do not allow for safe clearance of snow removal or road maintenance equipment. These obstructions are in direct violation of CRS 43-5-301. Which states;

43-5-301. Obstructing highway - penalty. No person or corporation shall erect any fence, house, or other structure, or dig pits or holes in or upon any highway, or place thereon or cause or allow to be placed thereon any stones, timber, or trees or any obstruction whatsoever. No person or corporation shall tear down, burn, or otherwise damage any bridge of any highway, or cause wastewater or the water from any ditch, road, drain, flume, agricultural crop sprinkler system, or other source to flow or fall upon any road or highway so as to damage the same or to cause a hazard to vehicular traffic. Any person or corporation so offending is guilty of a misdemeanor and, upon conviction thereof, shall be punished by a fine of not less than ten dollars nor more than three hundred dollars and shall also be liable to any person, unit of government, or corporation in a civil action for any damages resulting therefrom. Upon a third conviction therefor, the offender shall be punished by a fine of not less than ten dollars nor more than three hundred dollars or by imprisonment in the county jail for not more than three days and shall also be liable to any person, unit of government, or corporation in a civil action for any damages resulting therefrom. Each day such condition is allowed to continue upon any highway shall be deemed a separate offense

P.O. BOX 426 • Norwood, Colorado 81423 • (970) 327-4835 •  
[ryanr@sanmiguelcountyco.gov](mailto:ryanr@sanmiguelcountyco.gov)

After our discussion, I contacted San Miguel County Road and Bridge District Supervisor, Tom Hannahs, and explained to him the concerns of the residents and the Town of Sawpit. We agreed that it will be possible for our operators to continue to remove snow and grade the surface on Hyde St, however with the obstructions still present along several portions along Blake St, continued maintenance of Blake St would not be possible.

If the Town would like to discuss this issue more formally, Please let me know and I will be available.

Sincerely,

A handwritten signature in black ink, appearing to read 'RRH', written in a cursive style.

Ryan Righetti  
Director, Road and Bridge



## **AGENDA ITEM 6.b**

### **TITLE:**

Approval of the Chair's Signature on a Letter to the Town of Sawpit Acknowledging Full Satisfaction of the Intergovernmental Agreement dated March 11, 2020 Regarding CDOT's Drainage Improvements Project at the Intersection of Highway 145 and Jackson Street.

### **Presented by:**

### **Time needed:**

### **PREPARED BY:**

Amy Markwell, Attorney

### **RECOMMENDED ACTION/MOTION:**

### **INTRODUCTION/BACKGROUND:**

### **FISCAL IMPACT:**

### **ATTACHMENTS:**

[BOCC.Ltr\\_Sawpit.SatisfactionIGA](#)

[Res 2022-2 Accepting Road 58P.executed.pdf](#)

[IGA Reso for Sawpit Improvements.3.11.20.pdf](#)

### **Description:**



## BOARD OF COMMISSIONERS

KRIS HOLSTROM HILARY COOPER LANCE WARING

November 2, 2022

Mike Kimball, Mayor  
Town of Sawpit, Colorado  
PO Box 49  
Placerville, CO 81430

RE: Notice of Satisfaction of Intergovernmental Agreement dated March 11, 2020 Regarding CDOT's Drainage Improvements Project at the Intersection of Highway 145 and Jackson Street.

Dear Mayor Kimball,

The Town of Sawpit ("Town") and San Miguel County ("County") entered into an Intergovernmental Agreement ("Agreement") on March 11, 2020 in reference to CDOT's drainage improvement project at the intersection of Highway 145 and Jackson Street. That Agreement contemplated that the County would provide the \$80,372.91 contribution from the Town and the Town would either reimburse the County or transfer ownership of Jackson Street/CR 58P within the Town's boundaries to the County.

On January 19, 2022, the Board of County Commissioners adopted Resolution #2022-2 accepting the dedication of Jackson Street/CR 58P within the Town's boundaries to the County to include on the County's road inventory. Therefore, we acknowledge the Town's full satisfaction of the Intergovernmental Agreement dated March 11, 2020.

We appreciate the Town's cooperation in both the drainage improvement project and the transfer of its portion of CR 58P to the County.

Sincerely,  
SAN MIGUEL COUNTY, COLORADO

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Kris Holstrom, Chair

Encl: IGA dated March 11, 2020  
Resolution #2022-2

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS  
OF SAN MIGUEL COUNTY, COLORADO  
FOR ACCEPTING ROAD 58P WITHIN THE TOWN OF SAWPIT**

**Resolution #2022-2**

**WHEREAS**, pursuant to C.R.S. § 43-2-110 as amended, the Board of County Commissioners (“BOCC”) has the authority to include roads in the county’s road system; and

**WHEREAS**, the BOCC has been requested to accept Jackson Street which is situated within the town limits of the statutory Town of Sawpit (“Town”) into the county road system; and

**WHEREAS**, the County has been providing road maintenance to Jackson Street on behalf of the Town pursuant to intergovernmental agreements for decades; and

**WHEREAS**, the Town and County entered into an Intergovernmental Agreement in 2020 whereby the County paid funds to the Colorado Department of Transportation for needed improvements along Jackson Street and in exchange the Town would either reimburse the money or convey a fifty (50) foot ROW in fee or by easement from a point beginning at the intersection of SH 145 and Jackson Street heading north until Jackson Street intersects with and continues east along a portion of Blake Street and Wheeler Avenue to its termination at the Town’s boundary to the County (“Property”); and

**WHEREAS**, the Town and owners of Lots 1 and 2 in the Town conveyed the Property to the County by executing quitclaim deeds so the Property can be added to the County Road System and included as a portion of County Road 58P; and

**WHEREAS**, the County executed Resolution #2021-10 asserting their desire to acquire the following described real property to be added to the County Road System and authorizing the Chair or Vice Chair to execute any and all documents related to the acquisition of the Property:

**LOT OWNER’S PROPERTY DESCRIPTION**

A portion of Lots 1 and 2, Block 1, Town of Sawpit, according to the Plat recorded March 5, 1896 in Plat Book 28 at page 10 in the office of the Clerk and Recorder of San Miguel County, Colorado, further described as follows:

BEGINNING at the Southeast corner of said Block 1, said point being the Point of Beginning (P.O.B.);

thence S 63°11’01” W a distance of 45.07 feet;

thence 37.46 feet along the arc of a non-tangential curve, concave to the southeast, having a central angle of 16°50'39", a radius of 127.44 feet, and a chord of 37.33 which bears N 36°39'25" E;  
thence N 63°53'13" E a distance of 11.67 feet;  
thence S 26°49'00" E a distance of 16.53 feet to the Point of Beginning (P.O.B.);

**TOWN'S PROPERTY DESCRIPTION**

A portion of the Town of Sawpit, San Miguel County, Colorado, further described as follows:

BEGINNING at the Southeast corner of Block 1, Town of Sawpit, according to the Plat recorded March 5, 1896 in Plat Book 28 at page 10 in the office of the Clerk and Recorder of San Miguel County, Colorado, said point being the Point of Beginning (P.O.B.);

thence N 26°49'00" W a distance of 16.53 feet;  
thence N 63°53'13" E a distance of 28.27 feet;  
thence N 80°40'04" E a distance of 52.20 feet;  
thence S 83°53'46" E a distance of 41.00 feet;  
thence S 00°00'00" E a distance of 51.29 feet;  
thence N 75°48'09" W a distance of 7.11 feet;  
thence N 83°53'46" W a distance of 32.64 feet;  
thence S 80°40'04" W a distance of 38.05 feet;  
thence S 63°53'13" W a distance of 23.22 feet;  
thence 65.79 feet along the arc of a non-tangential curve, concave to the east, having a central angle of 48°40'51", a radius of 77.44 feet and a chord of 63.83 which bears S 15°20'52" W;  
thence 50.45 feet along the arc of a non-tangential curve, concave to the south, having a central angle of 05°35'08", a radius of 517.50 feet, and a chord of 50.43 which bears N 89°22'25" W;  
thence 74.37 feet along the arc of a non-tangential curve, concave to the east, having a central angle of 33°26'10", a radius of 127.44 feet, and a chord of 73.32 which bears N 11°31'01" E;  
thence N 63°11'00" E a distance of 45.07 feet to the Point of Beginning (P.O.B.)

**WHEREAS**, quitclaim deeds were executed by the Town of Sawpit and Alexander and Kenneth Jones in May and June of 2021 granting the above described real property to the County. The deeds are incorporated herein by reference; and

**WHEREAS**, notice of a public hearing was published in the Norwood Post and Telluride Daily Planet on December 29, 2021 and on January 5, 2022; and

**NOW THEREFORE BE IT RESOLVED**, the County of San Miguel, Colorado by and through its Board of County Commissioners, hereby accepts the above dedication of property as a Public Highway (Public Right-of-Way) pursuant to C.R.S. §43-2-201(1)(a).

**DONE AND ADOPTED** by the Board of County Commissioners of the County of San Miguel, State of Colorado, at a public hearing held in Telluride, Colorado on January 19, 2022.

**SAN MIGUEL COUNTY, COLORADO  
BOARD OF COUNTY COMMISSIONERS**

DocuSigned by:  
*Kris Holstrom*  
DCE710637985480...  
Kris Holstrom, Chair

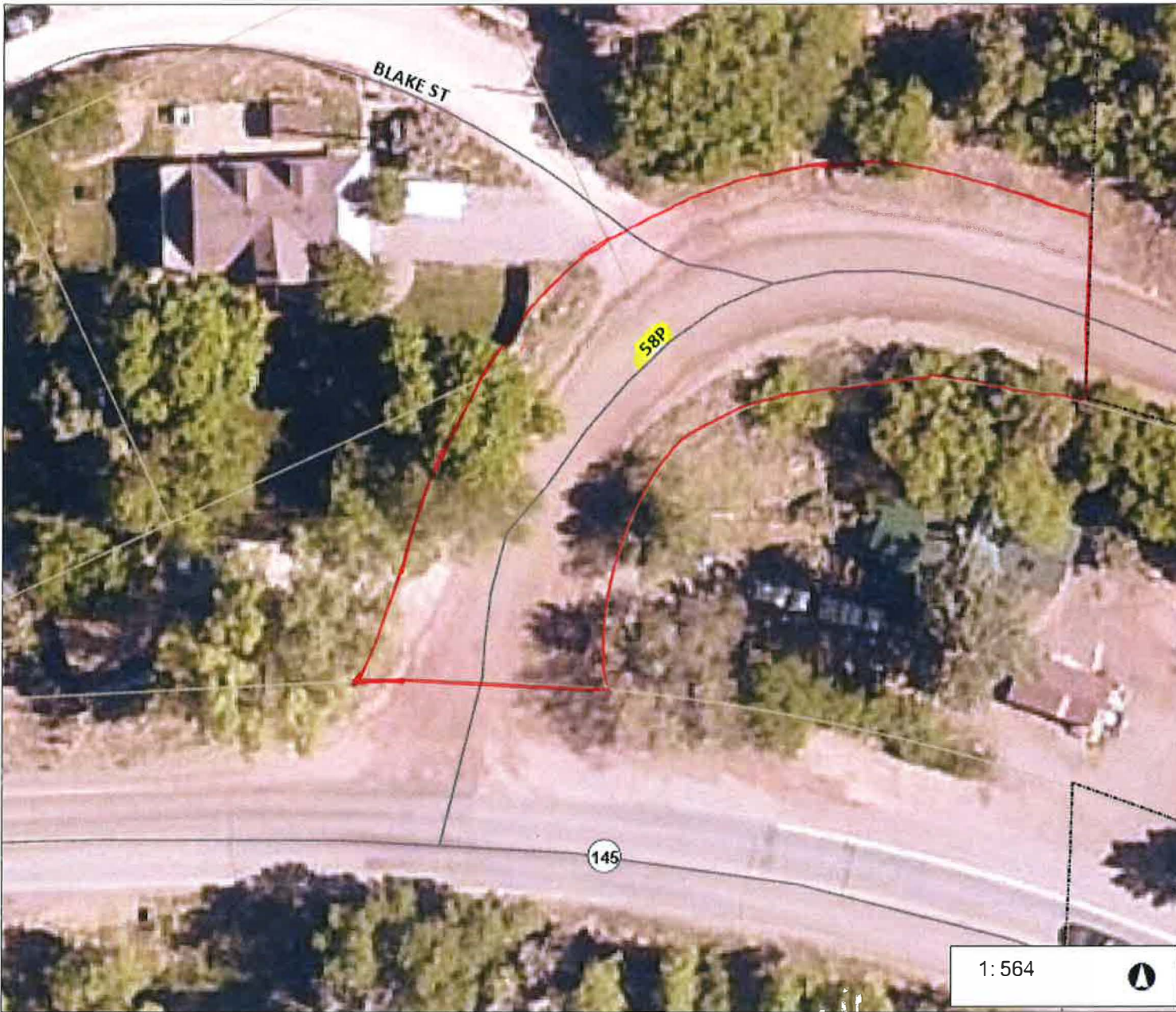
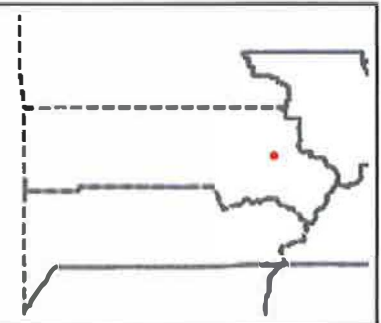
Vote:	Hilary Cooper	Aye	Nay	Abstain	× Absent
	Kris Holstrom	× Aye	Nay	Abstain	Absent
	Lance Waring	× Aye	Nay	Abstain	Absent

Attest:

DocuSigned by:  
*Carmen Warfield*  
BE2AF0C39C63408...  
Carmen Warfield, Chief Deputy Clerk



Exhibit A - Map

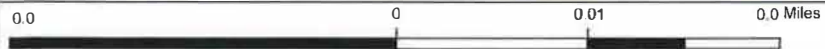


**Legend**

- Road
- County Boundary
- Town Boundary
- Tax Parcels cache

Map Generated  
12/20/21 10:59 AM

**Notes**



This map is a user generated static output from an Internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP IS NOT TO BE USED FOR NAVIGATION  
[www.sanmiguelcountyco.gov](http://www.sanmiguelcountyco.gov)

**Certificate Of Completion**

Envelope Id: CA7CCA009389447DBA17C6AFB36C4201	Status: Completed
Subject: 20220119-Resolution_2022-2_Accepting_Road_58P__1_.pdf	
Source Envelope:	
Document Pages: 4	Signatures: 2
Certificate Pages: 5	Initials: 0
AutoNav: Enabled	Stamps: 1
Envelope Stamping: Enabled	Envelope Originator:
Time Zone: (UTC-08:00) Pacific Time (US & Canada)	Carmen Warfield
	Mailing Address: PO Box 1170
	Physical Address: 333 W Colorado Ave, 3rd Floor
	Telluride, CO 81435-1170
	carmenw@sanmiguelcountyco.gov
	IP Address: 205.220.219.98

**Record Tracking**

Status: Original 1/20/2022 12:59:12 PM	Holder: Carmen Warfield carmenw@sanmiguelcountyco.gov	Location: DocuSign
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**Signer Events**

Kris Holstrom  
krish@sanmiguelcountyco.gov  
Security Level: Email, Account Authentication (None)

**Signature**

DocuSigned by:  
  
DCF710637985480...  
  
Signature Adoption: Pre-selected Style  
Using IP Address: 216.241.33.83

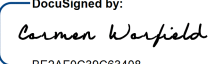

**Timestamp**

Sent: 1/20/2022 1:04:29 PM  
Resent: 1/20/2022 1:06:52 PM  
Viewed: 1/20/2022 1:24:52 PM  
Signed: 1/20/2022 1:25:17 PM

**Electronic Record and Signature Disclosure:**

Accepted: 1/20/2022 1:24:52 PM  
ID: 90888748-8df7-487f-8bb5-516ff388d960

Carmen Warfield  
carmenw@sanmiguelcountyco.gov  
Chief Deputy Clerk to the Board  
San Miguel County  
Security Level: Email, Account Authentication (None)

DocuSigned by:  
  
BE2AF0C39C63408...  
  
  
  
Signature Adoption: Pre-selected Style  
Using IP Address: 205.220.219.98

Sent: 1/20/2022 1:25:18 PM  
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Signed: 1/20/2022 1:58:37 PM

**Electronic Record and Signature Disclosure:**

Not Offered via DocuSign

In Person Signer Events	Signature	Timestamp
Editor Delivery Events	Status	Timestamp
Agent Delivery Events	Status	Timestamp
Intermediary Delivery Events	Status	Timestamp
Certified Delivery Events	Status	Timestamp
Carbon Copy Events	Status	Timestamp

Ryan Righetti  
ryanr@sanmiguelcountyco.gov  
Security Level: Email, Account Authentication (None)

**COPIED**

Sent: 1/20/2022 1:58:38 PM

**Electronic Record and Signature Disclosure:**

<b>Carbon Copy Events</b>	<b>Status</b>	<b>Timestamp</b>
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Not Offered via DocuSign

<b>Witness Events</b>	<b>Signature</b>	<b>Timestamp</b>
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<b>Notary Events</b>	<b>Signature</b>	<b>Timestamp</b>
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<b>Envelope Summary Events</b>	<b>Status</b>	<b>Timestamps</b>
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Envelope Sent	Hashed/Encrypted	1/20/2022 1:04:29 PM
Certified Delivered	Security Checked	1/20/2022 1:58:19 PM
Signing Complete	Security Checked	1/20/2022 1:58:37 PM
Completed	Security Checked	1/20/2022 1:58:38 PM

<b>Payment Events</b>	<b>Status</b>	<b>Timestamps</b>
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<b>Electronic Record and Signature Disclosure</b>
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## **ELECTRONIC RECORD AND SIGNATURE DISCLOSURE**

From time to time, County of San Miguel (we, us or Company) may be required by law to provide to you certain written notices or disclosures. Described below are the terms and conditions for providing to you such notices and disclosures electronically through the DocuSign system. Please read the information below carefully and thoroughly, and if you can access this information electronically to your satisfaction and agree to this Electronic Record and Signature Disclosure (ERSD), please confirm your agreement by selecting the check-box next to 'I agree to use electronic records and signatures' before clicking 'CONTINUE' within the DocuSign system.

### **Getting paper copies**

At any time, you may request from us a paper copy of any record provided or made available electronically to you by us. You will have the ability to download and print documents we send to you through the DocuSign system during and immediately after the signing session and, if you elect to create a DocuSign account, you may access the documents for a limited period of time (usually 30 days) after such documents are first sent to you. After such time, if you wish for us to send you paper copies of any such documents from our office to you, you will be charged a \$0.00 per-page fee. You may request delivery of such paper copies from us by following the procedure described below.

### **Withdrawing your consent**

If you decide to receive notices and disclosures from us electronically, you may at any time change your mind and tell us that thereafter you want to receive required notices and disclosures only in paper format. How you must inform us of your decision to receive future notices and disclosure in paper format and withdraw your consent to receive notices and disclosures electronically is described below.

### **Consequences of changing your mind**

If you elect to receive required notices and disclosures only in paper format, it will slow the speed at which we can complete certain steps in transactions with you and delivering services to you because we will need first to send the required notices or disclosures to you in paper format, and then wait until we receive back from you your acknowledgment of your receipt of such paper notices or disclosures. Further, you will no longer be able to use the DocuSign system to receive required notices and consents electronically from us or to sign electronically documents from us.

### **All notices and disclosures will be sent to you electronically**

Unless you tell us otherwise in accordance with the procedures described herein, we will provide electronically to you through the DocuSign system all required notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you during the course of our relationship with you. To reduce the chance of you inadvertently not receiving any notice or disclosure, we prefer to provide all of the required notices and disclosures to you by the same method and to the same address that you have given us. Thus, you can receive all the disclosures and notices electronically or in paper format through the paper mail delivery system. If you do not agree with this process, please let us know as described below. Please also see the paragraph immediately above that describes the consequences of your electing not to receive delivery of the notices and disclosures electronically from us.

### **How to contact County of San Miguel:**

You may contact us to let us know of your changes as to how we may contact you electronically, to request paper copies of certain information from us, and to withdraw your prior consent to receive notices and disclosures electronically as follows:

To contact us by email send messages to: [carmenw@sanmiguelcountyco.gov](mailto:carmenw@sanmiguelcountyco.gov)

### **To advise County of San Miguel of your new email address**

To let us know of a change in your email address where we should send notices and disclosures electronically to you, you must send an email message to us at [carmenw@sanmiguelcountyco.gov](mailto:carmenw@sanmiguelcountyco.gov) and in the body of such request you must state: your previous email address, your new email address. We do not require any other information from you to change your email address.

If you created a DocuSign account, you may update it with your new email address through your account preferences.

### **To request paper copies from County of San Miguel**

To request delivery from us of paper copies of the notices and disclosures previously provided by us to you electronically, you must send us an email to [carmenw@sanmiguelcountyco.gov](mailto:carmenw@sanmiguelcountyco.gov) and in the body of such request you must state your email address, full name, mailing address, and telephone number. We will bill you for any fees at that time, if any.

### **To withdraw your consent with County of San Miguel**

To inform us that you no longer wish to receive future notices and disclosures in electronic format you may:

- i. decline to sign a document from within your signing session, and on the subsequent page, select the check-box indicating you wish to withdraw your consent, or you may;
- ii. send us an email to [carmenw@sanmiguelcountyco.gov](mailto:carmenw@sanmiguelcountyco.gov) and in the body of such request you must state your email, full name, mailing address, and telephone number. We do not need any other information from you to withdraw consent.. The consequences of your withdrawing consent for online documents will be that transactions may take a longer time to process..

### **Required hardware and software**

The minimum system requirements for using the DocuSign system may change over time. The current system requirements are found here: <https://support.docusign.com/guides/signer-guide-signing-system-requirements>.

### **Acknowledging your access and consent to receive and sign documents electronically**

To confirm to us that you can access this information electronically, which will be similar to other electronic notices and disclosures that we will provide to you, please confirm that you have read this ERSD, and (i) that you are able to print on paper or electronically save this ERSD for your future reference and access; or (ii) that you are able to email this ERSD to an email address where you will be able to print on paper or save it for your future reference and access. Further, if you consent to receiving notices and disclosures exclusively in electronic format as described herein, then select the check-box next to ‘I agree to use electronic records and signatures’ before clicking ‘CONTINUE’ within the DocuSign system.

By selecting the check-box next to ‘I agree to use electronic records and signatures’, you confirm that:

- You can access and read this Electronic Record and Signature Disclosure; and
- You can print on paper this Electronic Record and Signature Disclosure, or save or send this Electronic Record and Disclosure to a location where you can print it, for future reference and access; and
- Until or unless you notify County of San Miguel as described above, you consent to receive exclusively through electronic means all notices, disclosures, authorizations, acknowledgements, and other documents that are required to be provided or made available to you by County of San Miguel during the course of your relationship with County of San Miguel.

**INTERGOVERNMENTAL AGREEMENT  
BETWEEN SAN MIGUEL COUNTY, COLORADO AND TOWN OF SAWPIT  
REGARDING REIMBURSEMENT OF THE COST OF DRAINAGE IMPROVEMENTS  
OR CONVEYANCE OF THE RIGHT OF WAY  
ALONG JACKSON STREET TO THE COUNTY**

This Intergovernmental Agreement (“IGA”) regarding reimbursement of the cost of drainage improvements or conveyance of the right of way along Jackson Street is entered into and effective this 11th day of March 2020, by and between San Miguel County, Colorado (“County”), by and through the Board of County Commissioners (“BOCC”), and the Town of Sawpit (“Town”), by and through its Mayor, and may be collectively referred to herein as the “Parties”, as follows:

**WHEREAS**, C.R.S. §29-1-203(1) authorizes the County and Town to cooperate with one another to provide any function or service lawfully authorized to each of the contracting units, including the sharing of costs; and

**WHEREAS**, the County is a statutory county duly organized and existing in accordance with Colorado law and has obligations regarding the maintenance of roads within the unincorporated portion of the County; and

**WHEREAS**, the Town is a statutory town duly organized and existing in accordance with Colorado law and has obligations regarding the maintenance of roads within its boundaries; and

**WHEREAS**, the Town receives monies from the state’s highway fund for the maintenance of roads within its boundaries; and

**WHEREAS**, the County and Town have entered into an agreement in 1984 whereby the Town gives a portion of its state highway funds to the County for road maintenance along Jackson and Blake Streets (attached as Exhibit 1); and

**WHEREAS**, the Colorado Department of Transportation (“CDOT”) has been conducting roadway and drainage improvements along State Highway 145 (“SH 145”) and has identified the intersection of SH 145 and Jackson Street, otherwise known as County Road 58P (“CR 58P”), as needing said improvements; and

**WHEREAS**, CDOT is proposing to complete work along Jackson Street/CR 58P to include a concrete-lined ditch, two driveway concrete gutter pans, a Jackson Street/CR 58P concrete gutter pan, and a hot mix asphalt overlay on Jackson Street/CR 58P for 200 feet from the intersection of that road and SH 145 as long as CDOT can obtain all appropriate right of way (“ROW”) clearances and an \$80,372.91 contribution from the Town (attached as Exhibit 2); and

**WHEREAS**, the Town does not have the contribution funds at this time and the County is willing to loan those funds to the Town subject to reimbursement. In the alternative, the

County will be given a fifty (50) foot ROW in fee or by easement from a point beginning at the intersection of SH 145 and Jackson Street heading north until Jackson Street intersects with and continues east along a portion of Blake Street and Wheeler Avenue to its termination at the Town's boundary. Upon the County's acceptance of the ROW, the County will be one hundred percent responsible for the contribution funds; and

**WHEREAS**, the interests of the public are best served by the County and Town entering into this IGA for road safety services beginning at the intersection of SH 145 and Jackson Street heading north until Jackson Street intersects with and continues east along a portion of Blake Street and Wheeler Avenue to its termination at the Town's boundary.

**NOW THEREFORE IT IS HEREBY AGREED AS FOLLOWS:**

1. The Town shall provide all appropriate ROW clearances to CDOT for its roadway and drainage improvements project as described above by the deadlines imposed by CDOT for said project.
2. The Town shall continue to do any and all work necessary, and pay for a survey, to obtain a legal description of the 50-foot ROW as described above and contact the adjacent landowners along the proposed ROW for landowner agreement of this proposal and their willingness to deed a portion of their property within said ROW to the County.
3. The County shall assist in drafting the necessary legal documents for the conveyance of the ROW by the Town and adjacent landowners to the County.
4. All applicable ROW's to the County along Jackson Street/CR 58P from where it intersects at SH 145 to the Town's border shall be completed no later than May 1, 2020, or as soon as practicable after exercising due diligence to complete the necessary survey and other items needed for the creation and execution of the ROWs.
5. Upon receipt of the ROWs from the Town and any adjoining landowner, the County shall be fully responsible for the entire amount of contribution funds to CDOT.
6. The County will enter into an agreement with CDOT no later than April 1, 2020, for the proposed roadway and drainage improvements and commit to paying the \$80,372.91 contribution funds to ensure completion of the project.
7. If the Town or any landowner adjacent to the proposed ROW is unwilling or unable to convey the property within the ROW to the County by March 15, 2020, or as soon as practicable after exercising due diligence, and CDOT's roadway and drainage project can proceed, then the Town shall reimburse the County the \$80,372.91 contribution funds in full. The Town and County may enter into a separate repayment plan for the reimbursement of said funds.
8. If the CDOT project is canceled or delayed due to the Town's actions or inactions and CDOT attributes any project fines or fees to the County for violation of the contract between

CDOT and the County, the Town shall reimburse the County the full amount of said fines or fees. The Town and County may enter into a separate repayment plan for the reimbursement of said costs.

9. This Agreement contains the entire understanding and agreement of the Parties upon the subject matter hereof. There is no agreement, oral or otherwise, that is not set forth in this writing. Except as otherwise provided herein, no subsequent change or addition to this Agreement shall be binding unless in writing and signed by the Parties hereto.

Attested by:

**Board of County Commissioners  
San Miguel County, Colorado**

DocuSigned by:  
*Carmen Warfield*  
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DocuSigned by:  
*Hilary Cooper*  
EB1DDC2E8E0642A

\_\_\_\_\_  
Carmen Warfield  
Deputy Clerk to the Board

\_\_\_\_\_  
Hilary Cooper, Chair

Date: 3/11/2020

Attested by:

**Town of Sawpit, Colorado**

*Carmen Lynn Warfield*  
\_\_\_\_\_

*Michael Kimbell*  
\_\_\_\_\_  
Michael Kimbell, Mayor

Date: 3/4/2020

Attachments:

# EXHIBIT 1

Resolution No. 1984- 6

Intergovernmental Agreement  
between  
The Town of Sawpit and San Miguel County

Pursuant to C.R.S. 1973, 29-1-203, which allows local government to contract for services through intergovernmental agreements, and;

Pursuant to C.R.S. 1973, 43-2-144, which allows counties and municipalities to contract for road maintenance services;

Whereas the Town of Sawpit may not be able to provide street maintenance on its present revenue base without higher taxes, and;

Whereas San Miguel County has road maintenance equipment and already maintains county roads in the area.

Therefore, be it resolved that San Miguel County shall agree to the following services to Sawpit:

Maintenance (grading and snow plowing) of the following streets in the Town of Sawpit;

- a) Blake Avenue from Highway 145 to its exit on the eastern edge of Sawpit.
- b) Hyde and Jackson Street(s) between Highway 145 and Blake Street.
- c) "A" Street from Highway 145 to terminus.

Therefore, be it further resolved that the Town of Sawpit agrees to provide San Miguel County with the following:

- 1.) To remit to the San Miguel County Treasurer all funds received from the Highway Users Trust Fund (HUTF) within five days, and;
- 2.) To waive any and all claims to its share from the County Road and Bridge mill levy resulting from C.R.S. 1973, 43-2-202, and;
- 3.) To also agree to any one-time, non-recovering expenditure resulting from capital project pursuant to C.R.S. 1973, 29-1-301 proposed by San Miguel County.

Therefore, be it resolved between San Miguel County and the Town of Sawpit:

- 1.) Both parties agree that this agreement shall be in effect until such time as either party gives written notice of cancellation of this agreement on or before September 1 for the succeeding calendar year and.

2.) Both parties agree that work beyond grading and snow plowing shall be part of another separate agreement. This shall include but not be limited to paving, major reconstruction or construction of existing or new streets, graveling and dust oiling.

PASSED this 31<sup>st</sup> day of January, 1984.

Catherine Mulvey 1-30-84  
Mayor, Town of Sawpit Date

San Miguel County  
Board of Commissioners

Fred W. Ellard

Thomas H. Hall

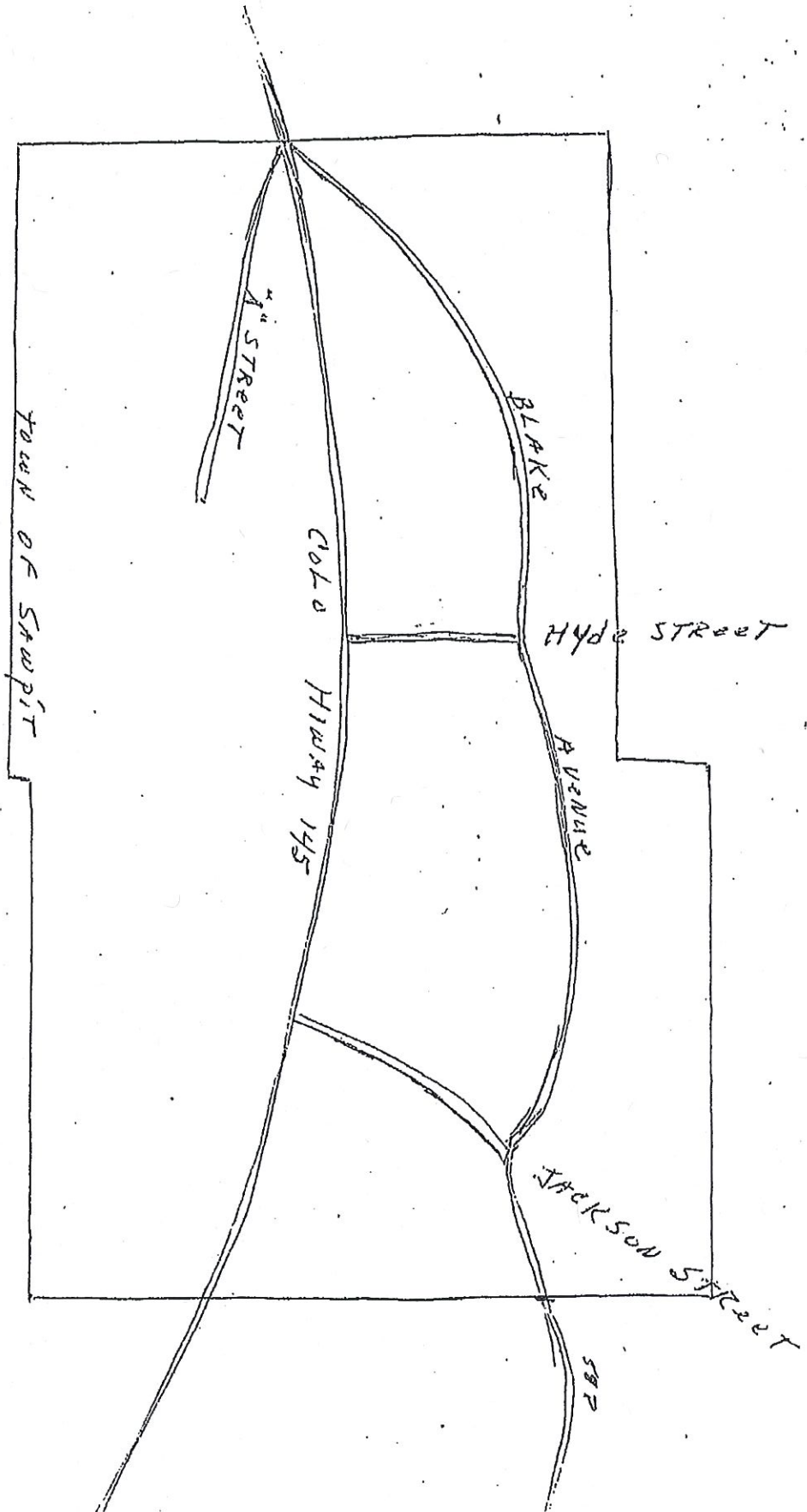
Raymond Snyder

ATTEST:

Shanna Palmer

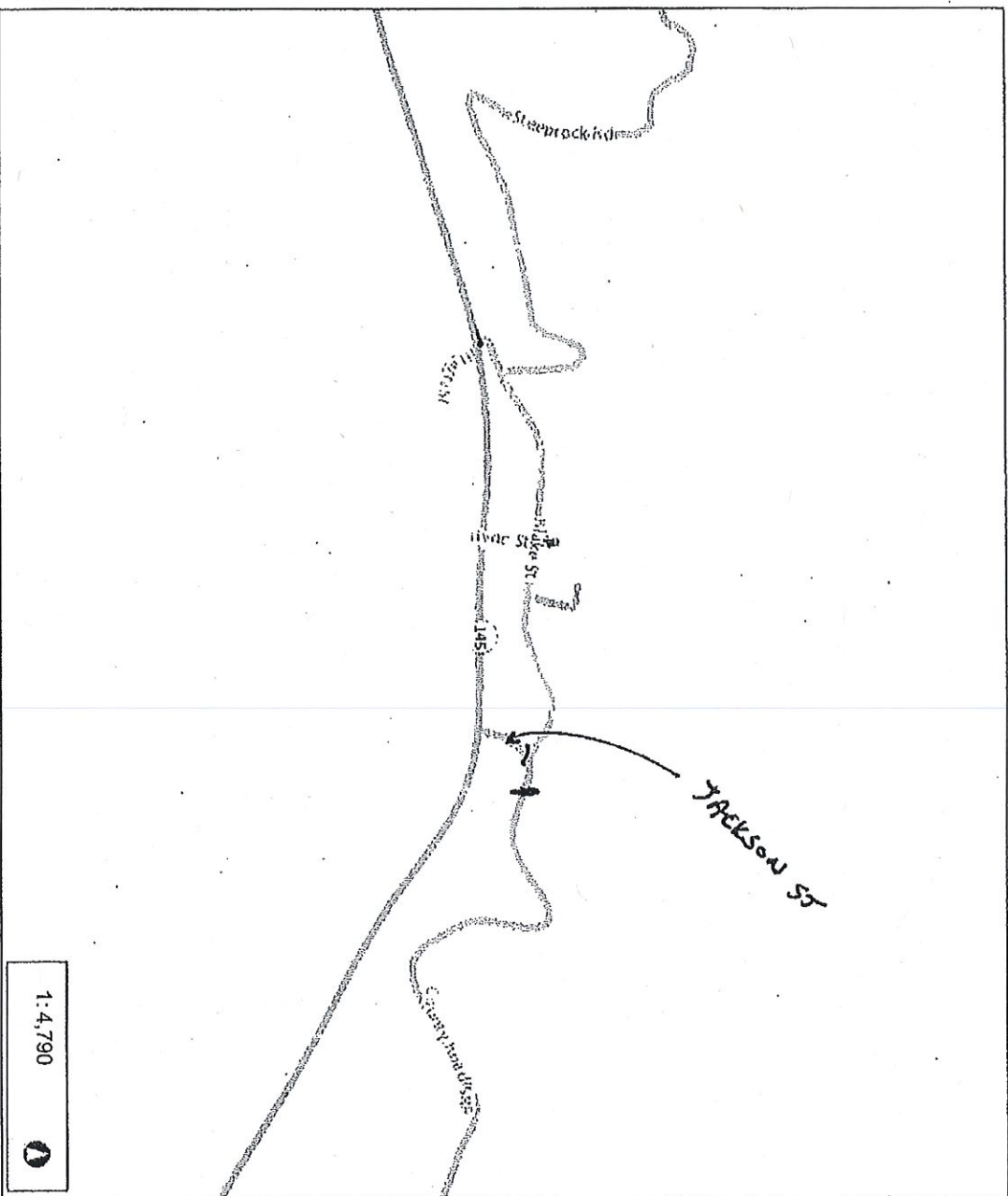
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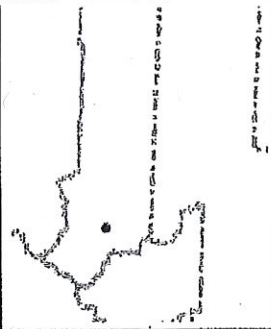
webMap  
San Miguel County, Colorado



1:4,790

This map is a user generated static output from an internet mapping site and is for reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable.

THIS MAP IS NOT TO BE USED FOR NAVIGATION  
www.sanmiguelcountyco.gov



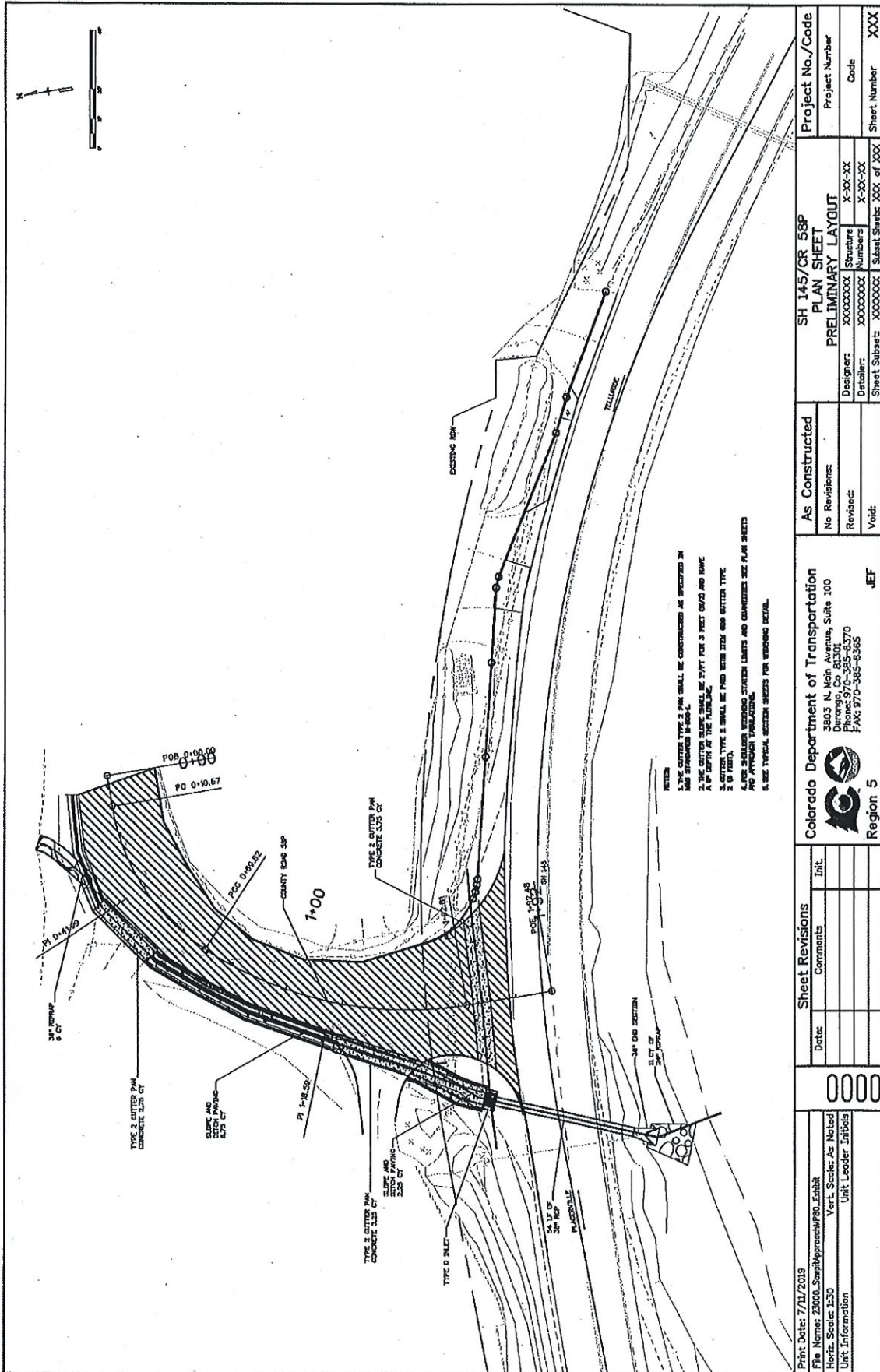
Legend

- Parcel Boundaries
- Roads
  - SANMCO\_ROADS 0-10K
  - R10\_ROADS
  - SECONDARY
  - DOLOGO\_ROADS
  - UTAH\_ROADS
- County Boundaries

Map Generated  
8/20/19 1:50 PM

Notes

# EXHIBIT 2



- NOTES**
1. THE CUTTER TYPE 3 PAV SHALL BE CONSTRUCTED AS SPECIFIED IN THE STANDARD 11-209-1.
  2. THE CUTTER TYPE 3 SHALL BE 27 FT FOR 3 FEET GRAD AND 14 FT AS SHOWN AT THE TELLENS.
  3. THE TYPE 3 SHALL BE PAID WITH THE 600 GTON TYPE 2 IN PAV.
  4. FOR SKEWER WEDGEO STATION LIMITS AND QUANTITIES SEE PLAN SHEETS AND APPROACH TABLES.
  5. SEE TYPICAL SECTION SHEETS FOR WEDGEO DETAIL.

Print Date: 7/11/2019 File Name: Z:\2000_Smith\Approach\PR0_Exhibit Horiz. Scale: 1:50 Unit: Information		Sheet Revisions Date: _____ Comments: _____ Init: _____		Colorado Department of Transportation 3803 N. Main Avenue, Suite 100 Durango, CO 81301 FAX: 970-368-9370 FAX: 970-368-9365		As Constructed No Revisions: Revised: Void:		SH 145/CR 58P PLAN SHEET PRELIMINARY LAYOUT Designer: XXXXXXXX Detailer: XXXXXXXX Sheet Sub-set: XXXXXXXX		Project No./Code Project Number Code Sheet Number XXX	
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**AGENDA ITEM 6.c**

**TITLE:**

Approval of Minutes: September 21, 2022 and October 5, 2022.

**Presented by:**

**Time needed:**

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

[20220921-BOCC-Minutes-Draft.pdf](#)

[20221005-BOCC-Minutes-Draft.pdf](#)

**Description:**

**SAN MIGUEL COUNTY SAN MIGUEL COUNTY BOARD OF COUNTY  
COMMISSIONERS  
MINUTES  
Wednesday, September 21, 2022  
Zoom.us**

**1) Roll Call**

Present:

Kris Holstrom, Chair

Hilary Cooper, Vice Chair

Lance Waring, Commissioner

Staff Present:

Mike Bordogna, County Manager

James Van Hooser, Assistant County Manager

Amy Markwell, County Attorney

Nancy Hrupcin, Legal Assistant

Carmen Warfield, Chief Deputy Clerk

**2) CALL TO ORDER.**

9:30 a.m.

**3) MOMENT OF SILENCE**

**4) REVIEW OF AGENDA**

**5) PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA.**

**6) CONSENT AGENDA**

6.a) Ratification of Chair's signature on the August 2022 Veterans Service Officers monthly report.

(ATTACHMENT - August 2022 VSO Report.pdf)

6.b) Approval of the Minutes: July 6, 2022, August 3, 2022, August 24, 2022, and August 31, 2022.

(ATTACHMENT - 20220803-BOCC-Minutes-Draft.pdf)

(ATTACHMENT - 20220824-BOCC-Minutes-Draft.pdf)

(ATTACHMENT - 20220831-BOCC-Agenda-Draft.pdf)

(ATTACHMENT - 20220706-BOCC-Minutes-Draft.pdf)

6.c) Ratification of Commissioner's signature on a request to President Biden to support the CORE Act designation.

(ATTACHMENT - President Biden Core Act 9.8.22.pdf)

6.d) Approval of the Chair's signature on an amended Community Support agreement for Norwood Senior Meals to the Town of Norwood and fund them for \$10,000 in 2022.

(ATTACHMENT - Funding Request SMC 22& 23.pdf)

6.e) Approval of Resolution 2022-047 obligating Title III Funding in the amount of \$9,931.11 to the

West Region Wildfire Council (WRWC) for eligible projects. (ATTACHMENT I - Resolution 2022-047)

(ATTACHMENT - BOCC Memo 09.14.22.pdf)

(ATTACHMENT - BOCC Packet 09.14.22.pdf)

- 6.f) Ratification of Commissioner's signature on the Colorado Office of Economic Development and International Trade (COEDIT) letter of support for the San Juan Mountain Association grant request.

(ATTACHMENT - SJMA High Alpine Grant 9.13.22.pdf)

- 6.g) Approval of Chair's signature on a agreement with the Lone Cone Library District funding of \$1,500 for behavioral health services.

(ATTACHMENT - Grant agreement LCLD and Behavioral health solutions.pdf)

- 6.h) Ratification of Commissioner's signature on a scoping comments to the Bureau of Land Management (BLM) for the Sunday Mine Complex Plan of Operations Update.

(ATTACHMENT - Sunday Mine Complex Scoping Comments.pdf)

- 6.i) Approval of the Chair's signature on Pinion Park Policy Statements #2022-01, #2022-02, and #2202-03

(ATTACHMENT - PP-Policy Stmt 2022-01 Household-adopted.pdf)

(ATTACHMENT - PP-Policy Stmt 2022-02 AMI-adopted.pdf)

(ATTACHMENT - PP-Policy Stmt 2022-03 Physically Working-adopted.pdf)

**MOTION** by Lance Waring to approve the consent agenda as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

## 7) ADMINISTRATIVE MATTERS

- 7.a) Update with the Tres Rios and Uncompahgre Field Offices.

(ATTACHMENT - Sunday Mine Briefing 2022 (1).pdf)

Presented by: Connie Clementson, Tres Rios Field Officer; Ryan Joyner, Tres Rios Field Officer; Suzanne Copping, Uncompahgre Field Office

- 7.b) Consideration of approval of Commissioner's signature on a U.S. Forest Service Cooperative, Schedule A, Forest Road Agreement 22-RO-11020400-031.

(ATTACHMENT - 22-RO-11020400-031\_SanMiguelCounty\_MasterRoadAgreement\_Corrected.pdf)

Presented by: Ryan Righetti, Road and Bridge Superintendent

**MOTION** by Lance Waring to approve the Commissioner's signature on a U.S. Forest Service Cooperative, Schedule A, Forest Road Agreement 22-RO-11020400-031. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

## 8) COUNTY HOUSING AUTHORITY MATTERS

- 8.a) Consideration and adoption of changes to the Deed Restriction and Covenant for San Bernardo template Lots A-F (Low Intensity Industrial).

(ATTACHMENT - SB Memo & Updated Covenant Lots A-F.pdf)

(ATTACHMENT - San Bernardo DR & Covenant\_LII\_LotsA-F.final\_September\_2022 UpdateV2.pdf)

Presented by: Lois Major, Special Counsel to the County Housing Authority; Amy Markwell, County Attorney; Kristin Hughes, Tree Realty LLC, representing the purchaser

**MOTION** by Hilary Cooper to approve the changes to the Deed Restriction and Covenant for San Bernardo template Lots A-F (Low Intensity Industrial). **SECONDED** by Lance Waring. **PASSED 3-0.**

- 8.b) Consideration of approval and signature for the Amended and Restated Deed Restriction and Covenant, Lot C, San Bernardo Subdivision, Affordable Housing Apartment with Brent Moore and Elizabeth Tracy, citation/MOTION

\*Late Update: Section 4 of the draft document was amended to relate to the Affordable Housing Apartment and not the Subject Property as a whole.

(ATTACHMENT - San Bernardo Lot C Updated Covenant.pdf)

(ATTACHMENT - San Bernardo DR & Covenant\_LII\_Lot\_C.final\_UpdatedV.1.pdf)

Presented by: Amy Markwell, County Attorney; Lois Major, Special Counsel to the County Housing Authority; Kristen Hughes, Tree Realty LLC, representing the buyer; Brent Moore, Owner of the parcel; Matt Gonzales, Building Official

**MOTION** by Lance Waring to approve the Chair's signature on the Amended and Restated Deed Restriction and Covenant, Lot C, San Bernardo Subdivision, Affordable Housing Apartment with Brent Moore and Elizabeth Tracy. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

- 8.c) Consideration of Approval of the Chair's Signature on Pinion Park Policy Statement #2022-04, Administrative Determination of Income/MOTION

(ATTACHMENT - Pinion Park Norwood Policy#4 Memo.pdf)

(ATTACHMENT - PP-Policy Stmt 2022-4-final.pdf)

Presented by: Lois Major, Special Counsel to the County Housing Authority

**MOTION** by Lance Waring to approve the Pinion Park Policy Statement #2022-04 [Administrative Determination of Income]. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

- 8.d) Consideration of the review and adoption of an Addendum to the Amended and Restated Deed Restriction and Covenant for Multi-Family Housing Units./MOTION

(ATTACHMENT - Multi-family Covenant Memo 9.20.2022.pdf)

(ATTACHMENT - Addendum to MFHU Covenant\_Template.pdf)

Presented by: Lois Major, Special Counsel to the County Housing Authority

**MOTION** by Hilary Cooper to approve the addendum to the Amended and Restated Deed Restriction and Covenant for Multi-Family Housing Units. **SECONDED** by Lance Waring. **PASSED 3-0.**

- 8.e) Consideration for Approval of the Chair's Signature on the Amended and Restated Deed Restriction and Covenant for Multi-Family Housing, Unit C, Lot D, Lawson Hill with Sunshine Beach LLC./MOTION

(ATTACHMENT - Multi-family Covenant Memo 9.20.2022HUNTER\_LotC.pdf)

(ATTACHMENT - Sunshine Beach LLC deed restriction.pdf)

Presented by: Lois Major, Special Counsel to the County Housing Authority

**MOTION** by Lance Waring to approve the Chair's signature on the Amended and Restated Deed Restriction and Covenant for Multi-Family Housing, Unit C, Lot D, Lawson Hill with Sunshine Beach LLC. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

9) **ADMINISTRATIVE MATTERS, Continued**

- 9.a) Presentation of the Western Area Power Administration upcoming Veg work in San Miguel County.

(ATTACHMENT - SMPA Power Lines.png)

(ATTACHMENT - SMPA Power Lines II.png)

(ATTACHMENT - SanMiguelCOopenspace.pdf)

Presented by Nellie Goodwin, Western Area Power Administration; Barb O'Rourke, Land and Realty Specialist

11:19 a.m. Recessed.

11:24 a.m. Reconvened.

- 9.c) Discussion regarding Letters of Support

(ATTACHMENT - San Miguel County Mail - back up for Letters of Support discussion.pdf)

Note: Consensus to add clarity to the Administrative Policy.

10) **SOCIAL SERVICES MATTERS**

- 10.a) Approval of Chair's signature on Social Services Department Balance Sheet July 2022, Earned Revenue and Expenditures July 2022, Expenditures through Electronic Benefit Transfers August 2022, Check Register for the Month of August 2022, County Allocation/MOE Report JUL-22, and 2022 Caseload Graph & Chart.

(ATTACHMENT - SMC September Packet.pdf)

Presented by: Carol Friedrich, Director of Social Services

**MOTION** by Hilary Cooper to approve the Chair's signature on documents as presented. **SECONDED** by Lance Waring. **PASSED 3-0.**

Other,

1. Update on staffing in the Telluride office.

11) Lunch

12:03 p.m. Recessed.

12:45 p.m. Reconvened.

12) PUBLIC HEALTH AND ENVIRONMENT

Presented by: Grace Franklin, Public Health Director

Public Who Addressed the Board:

Douglas Tooley, County resident

- 9.b) Discussion with Emil Sante, San Miguel County Coroner.

Presented by: Emil Sante, County Coroner

Note: Emil will come back to the board with additional information requested by the Commissioners.

**13) PARKS AND OPEN SPACE MATTERS**

- 13.a) Consideration of Chair's signature on an approval for the Independent Contract agreement for the Lewis Mill. Repair Work/MOTION

(ATTACHMENT - Agreement for Services Access In Motion.pdf)

Presented by: Janet Kask, Parks and Open Space Director

**MOTION** by Hilary Cooper to approve the Chair's signature on the Independent Contract agreement for the Lewis Mill repair work. **SECONDED** by Lance Waring. **PASSED 3-0.**

- 13.b) Down Valley Connector Trail Timeline update

Presented by: Janet Kask, Parks and Open Space Director

**14) MANAGER and ASSISTANT MANAGER MATTERS**

- 14.a) Update and other, as needed.

Presented by: Mike Bordogna, County Manager

Update and other, as needed.

1. The Water issue in Norwood has been fixed
2. Lily Briggs has started in the Building and Planning Department today. She will be assisting both departments with directing the public on information that needs to be filled out to obtain proper permitting.
3. Notification of CDOT 4 year plan for projects
4. Tracking Internet Service Outage
5. CTSI Medical rates for health insurance has increased 5% for the year 2023
6. Lou Lazo, Employee Council is scheduled to present the Compensation study at next weeks meeting

Presented by: James Van Hooser, Assistant County Manager

Regional affordable housing map for the County - James will recruit assistance from SMRHA and Heather Widlund moving forward with this concept

- 14.b) Consideration of the Appointment of John Duncan, General Manager and Co-Owner of Telluride Outside, to the County Lodging Tax Panel/MOTION

Presented by: Mike Bordogna, County Manager

**MOTION** by Hilary Cooper to approve the appointment of John Duncan to the County Lodging Tax Panel for a 3-year term. **SECONDED** by Lance Waring. **PASSED 3-0.**

- 14.c) Update regarding CDOT chain station locations.

Presented by: Mike Bordogna, County Manager; Lance Waring, Commissioner; Julie Constan, CDOT

Note: To be continued to October 12, 2022, 9:30 a.m.

**15) COMMISSIONER UPDATES:**

Lance Waring - CCI Webinar

Hilary Cooper - Gunnison Sage Grouse BLM Meeting; Alpine Road Map; Continued Housing Research

Kris Holstrom- Telluride Foundation Executive board meeting; Pinion Park Lottery; Recycling meeting

**16) ATTORNEY MATTERS**

16.a) Update and other, as needed.

Presented by: Amy Markwell, County Attorney

16.b) Potential Executive Session: Update on the Paradox's payment of delinquent taxes, citation (4)(b)(e).

Presented by: Amy Markwell, County Attorney; Brandi Hatfield, County Treasurer

**MOTION** by Hilary Cooper to go into executive session to discuss the Paradox's [Oil and Gas] payment of delinquent taxes, citation (4)(b)(e). **SECONDED** by Lance Waring. **PASSED 3-0.**

2:54 p.m. Recessed.

3:06 p.m. Reconvened.

**MOTION** by Lance Waring to come out of executive session - only the one item stated was discussed. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

16.c) Executive Session: Continued discussion on the San Miguel Water Conservation District Court Case, citation (4)(b)(e).

**MOTION** by Lance Waring to go into executive session to discuss the San Miguel Water Conservation District Court Case, citation (4)(b)(e). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

3:07 p.m. Recessed.

3:28 p.m. Reconvened.

Presented by: Mike Bordogna, County Manager; Amy Markwell, County Attorney

**MOTION** by Lance Waring to come out of executive session - Only the one item was spoken of. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

16.d) Executive Session: Discussion regarding appeal of decision in 2019CV30009 pursuant to C.R.S. 24-6-402(4)(b).

**MOTION** by Lance Waring to go into executive session to discuss an appeal of decision in 2019CV30009 pursuant to C.R.S. 24-6-402(4)(b). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

3:29 p.m. Recessed.

3:44 p.m. Reconvened.

Presented by: Amy Markwell, County Attorney

**MOTION** by Lance Waring to come out of executive session - only the one item stated was spoken of. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

(ATTACHMENT II - Executive Session Minutes for Item 16.b, 16c, 16d)

## 17) ADJOURNMENT

**MOTION** by Lance Waring to adjourn the meeting. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

3:44 p.m. Adjourned.

Respectfully submitted,

---

Carmen Warfield, Chief Deputy Clerk

Approved.

SAN MIGUEL COUNTY SAN MIGUEL COUNTY BOARD OF COUNTY COMMISSIONERS

\_\_\_\_\_  
Kris Holstrom, Chair

ATTEST:

\_\_\_\_\_  
Mike Bordogna, County Manager

**SAN MIGUEL COUNTY SAN MIGUEL COUNTY BOARD OF COUNTY  
COMMISSIONERS  
MINUTES  
Wednesday, October 5, 2022  
Zoom.us**

**1) Roll Call**

Present:

Kris Holstrom, Chair  
Hilary Cooper, Vice Chair  
Lance Waring, Commissioner

Staff Present:

Mike Bordogna, County Manager  
James Van Hooser, Assistant County Manager  
Amy Markwell, County Attorney  
Nancy Hrupcin, Legal Assistant  
Carmen Warfield, Chief Deputy Clerk

**2) CALL TO ORDER.**

9:30 a.m.

**3) MOMENT OF SILENCE**

**4) REVIEW OF AGENDA**

**5) PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA.**

**6) CONSENT AGENDA**

6.a) Acceptance of the August 2022 payroll and vendor payments. (ATTACHMENT I)

(ATTACHMENT - 08-August Consent Agenda.pdf)

6.b) Ratification of Commissioners' signatures on a letter of support for Rocky Mountain Health Plans' proposal to serve as the Managed Service Organization for Colorado's Sub-State Planning areas 5 and 6.

(ATTACHMENT - MSO Contract Letter of Support.pdf)

6.c) Approval of Chair's signature as the Board of Commissioners and as San Miguel County Housing Authority on Amended and Restated Deed Restriction and Covenant with Hilary Taylor and William Taylor, Lot 5, Aldasoro Ranch Subdivision/PUD.

(ATTACHMENT - Taylor Deed Restriction and Covenant.pdf)

6.d) Approval of Minutes: September 7, 2022, and September 14, 2022.

(ATTACHMENT - 20220907-BOCC-Minutes-Draft.pdf)

(ATTACHMENT - 20220914-BOCC-Minutes-Draft.pdf)

6.e) Approval of Chair's signature as the Board of Commissioners and as San Miguel County Housing Authority on Amended and Restated Deed Restriction and Covenant with Jacob Ames and Sonja Ames, Lot 149 Aldasoro Ranch Subdivision/PUD.

(ATTACHMENT - Ames Deed Restriction and Covenant.pdf)

- 6.f) Ratification of Commissioner's signature on a letter of support for the Town of Mountain Village gondola planning.

(ATTACHMENT - Letter of Support Gondola System.pdf)

- 6.g) Approval of Chair's signature as the Board of Commissioners and as San Miguel County Housing Authority on Amended and Restated Deed Restriction and Covenant with Brent Moore and Elizabeth Tracy, San Bernardo Subdivision, Low-Intensity Industrial, Lot C.

(ATTACHMENT - Brent Moore and Elizabeth Tracy Amended and Restated Deed Restriction.pdf)

- 6.h) Approval of the chair's signature on the Lawson Hill matrix regarding Lots Q-8R, Q-9R, Q-10R, Q-13R, and Q-14R for the Insubstantial PUD Amendment which was approved on August 3, 2022.

(ATTACHMENT - 02 - IPA.pdf)

(ATTACHMENT - 01 - BOCC staff report Lot 8 9 10 13 14 Lawson Hill.pdf)

(ATTACHMENT - Page 15 100522.pdf)

**MOTION** by Lance Waring to approve the consent agenda as presented. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

## 7) **PARKS AND OPEN SPACE MATTERS**

- 7.a) Introduction of the newly hired Associate Noxious Weed Manager.

(ATTACHMENT - Hannah Jimenez Resume.pdf)

Presented by: Janet Kask, Parks and Open Space Director; Julie Kolb, Noxious Weed Manager; Hannah Jimenez, Associated Noxious Weed Manager

- 7.b) Consideration of the appointment of Makayla Gordon to the San Miguel Basin Fair Board./MOTION

(ATTACHMENT - Fairboard Appointment Makayla Gordon\_Redacted.pdf)

Present: Janet Kask, Parks and Open Space Director; Makayla Gordon, applicant for appointment

**MOTION** by Lance Waring to approve Makayla Gordon to the San Miguel Basin Fair Board. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

- 7.c) Consideration of the appointment of Paige Starks to the San Miguel Basin Fair board./MOTION

(ATTACHMENT - Paige Starks - Appointment to the Fairboard\_Redacted.pdf)

Presented by: Janet Kask, Parks and Open Space Director; Paige Starks, applicant for appointment

**MOTION** by Lance Waring to approve Paige Starks to the San Miguel Basin Fair Board. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

### **Other, as needed.**

Presented by: Janet Kask, Parks and Open Space Director

Update on the Down Valley Connector Trail - Public meetings

8) ADMINISTRATIVE MATTERS

- 8.a) Consideration of the Proclamation 2022-006 naming October 2022 as Domestic Violence Awareness Month./MOTION

(ATTACHMENT - Proclamation 2022-006 Domestic Violence Awareness Month.docx)

Presented by: Ainslee Fessenden, San Miguel Resource Center

**MOTION** by Lance Waring to approve the Proclamation 2022-006 naming October 2022 as Domestic Violence Awareness Month. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

(ATTACHMENT II - Proclamation 2022-006)

- 8.b) Consideration of Chair’s signature on Resolution 2022-51 authorizing the chair to sign documents in order to purchase Lot 7, a Subdivision of Lot 2 of the Lone Cone Library Subdivision, aka 1515 Juniper Street./MOTION

(ATTACHMENT - Resolution 2022-51 Acquisition of Certain Real Property).

Presented by: James Van Hooser, Assistant County Manager

**MOTION** by Lance Waring to approve Resolution 2022-51 authorizing the chair to sign the Resolution as presented. **SECONDED** by Hilary Cooper. **PASSED 2-1.**

(ATTACHMENT III - Resolution 2022-51)

9) PLANNING MATTERS

- 9.a) 10:00 am Public Hearing: Consideration of an application submitted by Sleeping Deer LLC, Thomas Miller (Applicant), owner of Lot 13 C, Parcel No. 452103101019 (Vacant property) and Lot 13B, Parcel No. 452103101018 (Residential property), Hastings Mesa Estates Subdivision seeking a Subdivision Exemption for Lot Line Vacation to remove the boundary line between the two lots and to create one parcel / MOTION

(ATTACHMENT - BOCC Packet Lots 13B & 13C Hastings Mesa Subdivision LLV 10.5.22.pdf)

Presented by: John Huebner, Senior Planner; Thomas Miller, Applicant

10:04 a.m. The Public Hearing was opened.

10:13 a.m. The Public Hearing was closed.

**MOTION** by Lance Waring to approve the proposed Subdivision Exemption for the Lot Line Vacation between Lots 13B and Lot 13C, Hastings Mesa Estates as presented, to authorize the Chair’s signature on the corresponding final plat, and to adopt the corresponding Resolution No. 2022-48, finding that the proposed Subdivision Exemption for Lot Line Vacation application is in compliance with all applicable Land Use Code standards in Section 5-1214, Lot Line Vacations, including the submission of a final plat that complies with the final plat submission contents required in Land Use Code.

This approval shall be conditioned upon the Applicant’s submission of a final plat that complies with the final plat submission contents required in the Land Use Code, and that addresses the seventeen (17) review comments from the County Surveyor listed in his August 26, 2022 letter. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

(ATTACHMENT IV - Resolution 2022-48)

- 9.b) 10:15 a.m. Public Hearing: Consideration of a Land Use Code (LUC) amendment to Section 5-10 Special Uses, to update application requirements and review criteria for uses allowed subject to Special Use Permit review for properties located within the unincorporated County / MOTION

(ATTACHMENT - BOCC Packet Special Uses LUCA 100522.pdf)

Presented by: Kaye Simonson, Planning Director; John Huebner, Senior Planner

People Who Addressed the Board:  
Pam Bennett, County resident  
Ashley Story, County resident

10:18 a.m. The Public Hearing was opened.  
11:15 a.m. The Public Hearing was closed.

Note: During the Public Hearing the meeting was recessed.  
11:03 a.m. Recessed.  
11:10 a.m. Reconvened.

**MOTION** by Lance Waring to approve the adoption of the amendment to San Miguel County Land Use Code Section 5-10, Special Uses to enumerate application requirements, evaluation of cumulative impacts; and to clarify review criteria, processes and annual reviews, based on the finding that the proposed amendment complies with the standards of Land Use Code Section 5-1802, Land Use Code Amendments, and is consistent with Land Use Code Section 1-4, Purposes of the Land Use Code. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

(ATTACHMENT V - Resolution 2022-49)

- 9.c) 10:30 a.m. Public Hearing: Consideration of a Land Use Code (LUC) amendment to Section 5-320 West End (WE), to allow Data Centers as allowed uses subject to a Two step Special Use Permit review for properties located within the unincorporated County / MOTION

(ATTACHMENT - BOCC Packet 10-05-2022.pdf)

Presented by: Kaye Simonson, Planning Director; Troy Hangen, Senior Planner

11:17 a.m. The Public Hearing was opened.  
11:33 a.m. The Public Hearing was closed.

**MOTION** by Lance Waring to approve the adoption of the amendment to San Miguel County Land Use Code Section 3-101 Development Permits and 5-320 West End (WE) to Allow Data Centers, with a corresponding amendment to Article 6, Definitions, and adopt Resolution No. 2022-050, based on the finding that the proposed amendment complies with the standards of Land Use Code Section 5-1802, Land Use Code Amendments, and is consistent with Land Use Code Section 1-4, Purposes of the Land Use Code. **SECONDED** by Hilary Cooper. **PASSED 2-1.**

(ATTACHMENT VI - Resolution 2022-50)

- 9.d) Discussion on the Employee Housing Mitigation Impact Fee thresholds.

(ATTACHMENT - Employee Housing Impact Mitigation Fee 100522.pdf)

Presented by: Kaye Simonson, Planning Director

Public Who Addressed the Board:  
Peter Lundeen, County resident  
Shellie Duplan, Aldasoro Ranch, Director of Operations  
Scott Bennett, County resident  
Jim Mahoney, County resident and stated he was representing several owners of Elk Run Subdivision  
Logan (did not provide her last name), County resident

11) Lunch

12:19 p.m. Recessed.  
12:45 p.m. Reconvened.

**12.a) Reading by Joanna Spindler, Poet Laureate, San Miguel County.**

Presented by: Joanna Spindler, Poet Laureate

**10) ADMINISTRATIVE MATTERS, Continued**

**10.b) Bright Futures presenting the 2023 Strong Start Budget.**

Presented by: Cathy Barber and Kathleen Merritt; Bright Futures

**12) PUBLIC HEALTH AND ENVIRONMENT**

12.b) Discussion and request of a resolution supporting a ballot measure of Healthy School Meals for All, HB-1414.

[\(ATTACHMENT - HSMA Ballot One Pager, English \(1\).pdf\)](#)

[\(ATTACHMENT - HSMA Ballot One Pager, Spanish.pdf\)](#)

[\(ATTACHMENT - HSMA Flyer Eng.pdf\)](#)

[\(ATTACHMENT - HSMA Flyer ES.pdf\)](#)

Presented by: Grace Franklin, Public Health Director

Note: The board supports a resolution favoring the ballot measure for Healthy School Meals.

**13) COUNTY HOUSING MATTERS**

13.a) Consideration of a request from Telluride R-1 School District for an Exception to the Affordable Housing Regulations and Guidelines Pinion Park: Definition of Business Owner./MOTION

[\(ATTACHMENT - Telluride R-1 School District Exception Memo.pdf\)](#)

[\(ATTACHMENT - Telluride R1 School District Exception Application.pdf\)](#)

Presented by: Courtney McEleney, SMRHA Director; John Pandolfo, Telluride School District Superintendent

**MOTION** by Lance Waring to approve the exception based on these findings of fact, the SMCHA moves to grant an exception to Applicant Telluride R-1 School District to meet the Local Workforce Standard outside the NR-2jSD but inside San Miguel County conditioned upon the following:

- The Exception is granted for the Pinion Park initial sales and should Business Owner Applicant not close on a Pinion Park Housing Unit on or before January 1, 2023, this Exception shall be null and void;
- Business Owner Applicant must rent to Qualified Tenants and adhere to all rental regulations;
- Staff is directed to create an Exception Agreement that memorializes these terms

. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

13.b) Consideration of a request from Tri-County Health Network for an Exception to the Affordable Housing Regulations and Guidelines Pinion Park: Definition of Business Owner./MOTION

[\(ATTACHMENT - Tri-County Health Network Exception Memo.pdf\)](#)

[\(ATTACHMENT - Tri-County Health Network Exception Application.pdf\)](#)

Presented by: Courtney McEleney, SMRHA; Lynn Borup, Tri-County Health Network

**MOTION** by Lance Waring to approve the exception based on these findings of fact, the SMCHA moves to grant an exception to Business Owner Applicant Tri-County Health Network to meet the Local Workforce Standard outside the NR-2jSD but inside San Miguel County conditioned upon the following:

- The Exception is granted for the Pinion Park initial sales and should Business Owner Applicant

not close on a Pinion Park Housing Unit on or before January 1, 2023, this Exception shall be null and void;

- Business Owner Applicant must rent to Qualified Tenants and adhere to all rental regulations;
- Staff is directed to create an Exception Agreement that memorializes these terms. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

13.c) Consideration of a request from Telluride Hospital District for an Exception to the Affordable Housing Regulations and Guidelines Pinion Park: Definition of Business Owner./MOTION

(ATTACHMENT - Telluride Hospital District Exception Memo.pdf)

(ATTACHMENT - Telluride Hospital District Exception Application.pdf)

Presented by: Chris Darnell, Telluride Hospital District; Courtney McEleney, SMRHA

**MOTION** by Lance Waring to approve the exception based on these findings of fact, the SMCHA moves to grant an exception to Business Owner Applicant Telluride Hospital District to meet the Local Workforce Standard outside the NR-2jSD but inside San Miguel County conditioned upon the following:

- The Exception is granted for the Pinion Park initial sales and should Business Owner Applicant not close on a Pinion Park Housing Unit on or before January 1, 2023, this Exception shall be null and void;
- Business Owner Applicant must rent to Qualified Tenants and adhere to all rental regulations;
- Staff is directed to create an Exception Agreement that memorializes these terms. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

14) NATURAL RESOURCES AND SPECIAL PROJECTS - Starr Jamison, Director

Presented by: Starr Jamison, NRSP Director

Update and other, as needed.

1. The window replacement for the front windows have been postponed and will occur in the Spring
2. Update on the EPA Tailings in Lawson Hill
3. Gunnison Sage Grouse Cooperating agency - Land use information submitted
4. Green House Gas Emissions enforcement of oversight requirements - the information will be sent to the Commissioners
5. Update Climate Action Plan
6. Update on the Solar Coop
7. Meeting with the Town of Ophir and USFS

15) **MANAGER MATTERS/Mike Bordogna**

10.a) Discussion and request for staff direction concerning the wage study and other Budget requests.

(ATTACHMENT - 2023 BOCC budget memo for 10.5.22.docx)

Presented by: Mike Bordogna, County Manager

2:47 p.m. Recessed.

2:51 p.m. Reconvened.

15.a) Consideration of the 2023 Employer Option Sheet and rates for the plans available through County Health Pool (CHP)./MOTION

(ATTACHMENT - CTSI Memo 2023 Employer Options 9 15 2022.pdf)

Presented by: Christina Lambert, Human Resources Director; Mike Bordogna, County Manager

Note: Board consensus to have the County cover the additional 5% increase for 2023 Health Insurance costs.

15.b) Consideration of Chair's signature on a grant extension request letter for the EIAFA-00355.

(ATTACHMENT - Request for extension on EIAF Grant A-00035.docx)

Presented by: Mike Bordogna, County Manager

**MOTION** by Hilary Cooper to approve the request for an extension to the EIAFA -00355 grant to June 2023 due to unforeseen circumstances. Insubstantial modifications will be made prior to the request of the chair's signature.. **SECONDED** by Lance Waring. **PASSED 3-0.**

Other, as needed.

1. Closed Captioning and being ADA Compliant by 2024
2. Public Health Employee - Andres Jacinto - will be receiving an award as Volunteer of the year
3. Upcoming SMRHA Board Meeting
4. Upcoming Public Meetings concerning the Down Valley Connector trail
5. Update on the replacement of the Applebaugh Bridge.
6. Manager Meetings with the Town of Telluride and Town of Mt Village
7. Update on the Siemens project
8. Employee evaluations have been sent to the Directors
9. CSU Extension - The 4H Position is being advertised.
10. The Wellness group has organized a 3-hour opportunity to assist County parks during a morning park clean up
11. Upcoming Electronic Waste days

James Van Hooser, Assistant County Manager  
Update - Affordable Housing Mapping Project

16) **COMMISSIONER UPDATES:**

Hilary Cooper - Individual research on Housing in communities - focusing on affordability and subsidy; Reviewing Communication Tools; State of Colorado - Board of Health meeting; Ute Tribe Outreach - Govt to Govt Outreach; CCI Legislative Decisions

Lance Waring- Discussion with many citizens and HOA's concerning the proposed CDOT Chain-up stations; Town of Ophir communications; SMRHA meeting; EcoAction Partners

Kris Holstrom: Region 10 celebration - 50 years; Club 20 Caucus; Telluride Foundation Food Cohort group; Attended two different funding Webinars; Meeting with the Telluride Town Manager

17) **ATTORNEY MATTERS**

17.a) Potential Executive Session: Developing a position negotiation with the Town of Telluride on future development plans, citation (4)(e).

**MOTION** by Lance Waring to go into executive session to develop a position of negotiation with the Town of Telluride on future development plans, citation (4)(e). **SECONDED** by Hilary Cooper. **PASSED 3-0.**

3:37 p.m. Recessed.

4:18 p.m. Reconvened.

Presented by: James Van Hooser, Assistant County Manager; Amy Markwell, County Attorney

Note: The Board gave staff direction as requested.

**MOTION** by Hilary Cooper to come out of executive session . Only the one item was discussed. **SECONDED** by Lance Waring. **PASSED 3-0.**

18) **ADJOURNMENT**

**MOTION** by Lance Waring to adjourn the meeting. **SECONDED** by Hilary Cooper. **PASSED 3-0.**

4:18 p.m. Adjourned.

Respectfully submitted,

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Carmen Warfield, Chief Deputy Clerk

Approved.

SAN MIGUEL COUNTY SAN MIGUEL COUNTY BOARD OF COUNTY COMMISSIONERS

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Kris Holstrom, Chair

ATTEST:

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Mike Bordogna, County Manager



**AGENDA ITEM 6.d**

**TITLE:**

Ratification of Commissioners signature on the Letter of Support concerning the RFP Tri-State Maverick Draw substation.

**Presented by:**

**Time needed:**

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

[Letter of Support - Tri-State Maverick Draw substation](#)

**Description:** Final version was sent 10/21/2022.



## BOARD OF COMMISSIONERS

HILARY COOPER KRIS HOLSTROM LANCE WARING

October 21, 2022

RFP Administrator, Origination Department  
Tri-State Generation and Transmission Association Inc.  
1100 W 116<sup>th</sup> Avenue  
Westminster, CO. 80234  
Attn: renewablerfp@tristategt.org

Re: RFP Tri-State Maverick Draw substation

To Whom It May Concern,


The San Miguel County Board of Commissioners would like to express its support for the Standard Solar Inc. and Ute Peak Solar Inc. "Capacity and Energy Supply" 2022 RFP to build a 30 MW PV solar plant. The proposed site is located in Montrose County however the surrounding communities of Nucla and Naturita are connected to the west end communities of San Miguel County economically and socially. Our local energy provider, San Miguel Power Association (SMPA), is a member of Tri-State and therefore our member residents would benefit from this project in multiple ways.

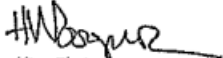
San Miguel County adopted a goal in 2017 to make the County organization Carbon Neutral as soon as possible. After completing an energy efficiency, renewable energy and microgrid project, the county is generating approximately 70 percent of its electrical use with on-site renewables. We understand that the peak energy demand of SMPA is approximately 30 MW, therefore, the Standard Solar Inc. and Ute Peak Solar Inc. project could match that peak which would be a significant step towards our carbon neutral goals.

We applaud Tri-State's efforts to move in a more globally responsible direction by developing and supporting new renewable energy projects. We believe that the Standard Solar/Ute Peak Solar project is a financially and technically viable project that is in an appropriate location supported by regional governments and local land use. We urge Tri-State to select this project and proceed with this important regional asset.

We appreciate your consideration.

Sincerely,

  
Chair

  
Vice Chair

  
Commissioner

CC: Tom Tatum/Ute Peak Solar



**AGENDA ITEM 6.e**

**TITLE:**

Approval of Chair's signature on a Western Regional Emergency Medical and Trauma Advisory Council (WRETAC) - Regional Systems Development for \$3,400 for improvement and Full Wrap decal to fulfil the Integration of Health Services Legislation and Regulation Public Access Prevention.

**Presented by:**

**Time needed:**

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

[WRETAC.pdf](#)

**Description:** Submitted application for Dolores County for Service to Egnar, Slickrock and parts of the Unincorporated San Miguel County.

# WRETAC Regional Systems Development Policy and Application



Western Regional Emergency Medical & Trauma  
Advisory Council (WRETAC)

## Regional Systems Development Application

**WRETAC Mailing address:**

WRETAC  
PO Box 39  
Delta, CO 81426

**EMAIL TO:** [danny@wretac.org](mailto:danny@wretac.org)

***\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.***

# WRETAC Regional Systems Development Policy and Application

## Overview

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WRETAC receives annual base funding from CDPHE. Each year, the WRETAC Board of Directors assesses the biennial plan goals and fiscal budget for the following year. At that time, the board assesses the option to provide each county in the WRETAC (Delta, Gunnison, Hinsdale, Montrose, Ouray, and San Miguel) with Systems Development EMTS (*Emergency Medical & Trauma Services/ Hospitals*) funding opportunity. ***The funding amount is based on the approval of the WRETAC Board of Directors and it is subject to change in the future. The grant and/or amount is NOT statutorily driven.***

The WRETAC Board of Directors has developed the process, evaluation, and management of the six-county funding opportunities. The Board includes the County Commissioner-appointed representatives from each of the member counties and a representative from Delta-Montrose Technical College.

The following WRETAC Systems Development funding **application** is open to **3 applications per county (Delta, Gunnison, Hinsdale, Montrose, Ouray, and San Miguel) annually.**

The application forms will be distributed to each appointed county representative on the WRETAC Board of Directors.

Eligible WRETAC Counties that apply for funding shall focus on system development activities within the Colorado EMTS 15 components that demonstrate progressive improvement of the EMTS county system. WRETAC encourages counties to work towards aligning and/or participating in the identified WRETAC Biennial plan goals/priorities. Each county commissioner-appointed WRETAC Board of Directors representative shall communicate and collaborate with their respective EMTS county stakeholders in submitting their application requests.

Each county application shall be endorsed and/or acknowledged by the respective Board of County Commissioners OR THEIR DESIGNEE as a recognition that this application is submitted on behalf of the county and not one individual agency/organization. Please assure that a current copy of the resolution that denotes this delegation is on file with the WRETAC.

\*\*\* Please read the full application. As each year there are often changes in requirements, due dates and deliverables.

Please contact the WRETAC office and/or the county representatives for questions.

Thank you!  
WRETAC BOD

***\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.***

## WRETAC Regional Systems Development Policy and Application

### **INCLUSIONS AND EXCLUSIONS**

#### ***Systems Development funding expenditures***

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- A. Inclusions for funding include the following expense items that relate to the Colorado 15 EMTS components (Must be EMTS development & improvement).**

*WRETAC Counties that apply for funding shall focus on system development activities within the Colorado EMTS 15 components that demonstrate progressive improvement of the EMTS county system. WRETAC encourages counties to work towards aligning and/or participating in the current WRETAC Biennial plan goals/priorities.*

1. INTEGRATION OF HEALTH SERVICES
2. EMTS RESEARCH
3. LEGISLATION AND REGULATION
4. SYSTEM FINANCE
5. HUMAN RESOURCES
6. EDUCATION SYSTEMS
7. PUBLIC ACCESS
8. COMMUNICATIONS SYSTEMS
9. MEDICAL DIRECTION
10. CLINICAL CARE
11. MASS CASUALTY SYSTEMS
12. PUBLIC EDUCATION
13. PREVENTION
14. INFORMATION SYSTEMS
15. EVALUATION

**B. Exclusions (may not be limited to the below):**

1. Supplanting funds previously allocated by the county or provider agencies for emergency medicine and trauma services.
2. Expenditure for equipment or services that are not directly related to planning, coordination, regulation or provision of emergency medical and trauma services. In addition, expenditure does not afford any direct improvement or maintenance of existing systems.
3. Salaries for personnel that do not have responsibility for planning, coordination, or regulation of emergency medical and trauma services, including both medical and non-medical aspects, included in their written job description.
4. These funds cannot be used as cash match for state EMTS Provider grants; CREATE grants or other programs funded through the HUTF EMS Account.

**\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.**

## WRETAC Regional Systems Development Policy and Application

### C. Applications:

1. Applications will be submitted by the county-appointed WRETAC Board member(s) to the WRETAC Coordinator for distribution to the Board at least 14 days prior to the November, February and/or May meetings. Applications submitted at the May meeting may include the application for the final disbursement of the year on June 30.
2. Any funds not expended by the applicant during the fiscal year will be returned to the WRETAC treasury for re-allocation. In special circumstances, the applicant may submit a plan & request, to the WRETAC Board, to carry over unused granted funds for the following year.
3. The APPLICATION consists of pages 5 through 10 of this document along with a cover letter identifying the applicant organization and a brief description of the project for which funding is being requested.

***\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.***

## WRETAC Regional Systems Development Policy and Application

**County applying for funds:** \_\_\_Dolores County for Service to Egnar, Slickrock and parts of unincorporated San Miguel County

Date of application: \_\_\_amended 10/27/22\_\_\_ Date/time of submission: \_\_\_\_\_ via: \_\_\_email\_\_\_

<b><i>Individual and Organization responsible for receiving and disbursing funds, financial record-keeping and reporting</i></b>	
<b>Name:</b> Kathleen Keesling	
<b>Organization:</b> Dove Creek Ambulance District	<b>Title:</b> District Administrator
<b>Mailing Address:</b> PO Box 825	<b>Town/City/Zip:</b> Dove Creek
<b>Phone:</b> (970) 394-6265 (970) 769-0006	<b>E-mail:</b> dovecreekambulancedistrict@gmail.com

<b><i>County appointed WRETAC Representative</i></b>	
<b>Name:</b> Jennifer Dinsmore	
<b>Mailing Address:</b>	<b>Town/City/Zip:</b>
<b>Phone:</b>	<b>E-mail:</b>

<b><i>Agency &amp; Individual responsible for the application</i></b>	
<b>Name:</b> Kathleen Keesling	<i>Kathleen Keesling</i>
<b>Organization:</b> Dove Creek Ambulance District	<b>Title:</b> District Administrator
<b>Mailing Address:</b> PO Box 825	<b>Town/City/Zip:</b> Dove Creek, CO 81324
<b>Phone:</b> (970) 677-2346	<b>E-mail:</b> dovecreekambulancedistrict@gmail.com

**\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.**

## WRETAC County SYSTEM DEVELOPMENT ACTIVITY

*Please describe below all of the EMTS System Improvements participation, projects or programs your county is planning to commit to. Describe the project/ programs associated with the funding request. If no system improvement is being made for a particular component area, leave it blank. Please see the FY2019-2021 WRETAC Biennial Plan (or the current plan) as a resource for priority systems improvement components, it may be found under Planning at WRETAC.ORG*

### I. INTEGRATION OF HEALTH SERVICES

The Dolores County EMS Council, including DCAD, to better serve the citizens of Dolores County in the EMTS capacity, has representatives that serve on the Boards of SWRETAC, SWRCC, SWAHAC, SWCHCC, DCAD, RFPD, CEMA and DOCSAR, CSAR, K9 SAR and LEPC. They also work in cooperation with DC Public health and the DC Clinic. This collaboration ensures focused, collaborative and countywide direction moving forward.

#### 2. EMTS RESEARCH

Continued geolocation of emergency medical/trauma calls in Dolores County for graphical planning purposes and resource allocation. Identified and geo-located at-risk populations for development of the Dolores County Emergency Transportation Plan.

DCAD was actively involved in the CEPA updates for capacity analysis and anticipated resource needs.

#### 3. LEGISLATION AND REGULATION

Licensure, inspection and certification required an update to the ambulance decal work. The decals needed hi vis reflection changes on the entirety of Medic One. The decal work also improved client facing visibility in a color scheme that is positive (low anxiety).

DCAD has a fully implemented County AED program with medical direction.

#### 4. SYSTEM FINANCE

DCAD receives funding from residents inside its district and has received additional funding in grants. Improvements in billing practices and costing has supported improvements in part due to higher level of care by DCAD due to a higher ALS capacity in its staff

This Decal project had matching funds of \$1,573 to cover a portion of the installation cost, payroll, travel and expense to and from Denver for this work.

#### 5. HUMAN RESOURCES

DCAD is currently fully staffed 24hrs/day.

#### 6. EDUCATION SYSTEMS

**\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.**

## WRETAC Regional Systems Development Policy and Application

DCAD now has a fully functional training component for the community for first aid, CPR, and AED training. The staff itself is fully supported with training opportunities for advancement as well as maintaining CEUs with a budget to support them.

### 7. PUBLIC ACCESS

In 2020, DCAD purchased staff facilities that can allow more access to DCAD and its staff. Cell phone numbers that are evergreen are provided to the Chief, Asst Chief, and the staff on shift so as to make it easy for dispatch to reach staff as a redundancy for emergencies, as well as for questions, after actions, and relay of community communications.

The county AED program is fully operational with 27 AEDs (most are public-use). More AEDs are being installed during this fourth quarter.

### 8. COMMUNICATIONS SYSTEMS

Two new repeaters in western Dolores County, an upgraded repeater in Rico, additional portables in all agencies and enhanced and updated programming of all VHF radios took place in 2019 and 2020.

Additional redundancies were put in place in 2022 at the staff quarters with FirstNet. FirstNet devices are also on board in each of the ambulances and any vehicle responding from Dolores County.

### 9. MEDICAL DIRECTION

Medical Direction is supported by Dr. Kenton Asche, DO out of the Southwest Health System.

### 10. CLINICAL CARE

DCAD is fully staffed with with a mix of Full time and Part time staff members and BLS and ALS capabilities. The capacity is 7.5 FTE. Over 83% of staff are ALS capable due to a strong focused training program currently in its second year at DCAD.

### 11. MASS CASUALTY SYSTEMS

DCAD fully inventoried the MCI trailer and moved its location for better and faster accessibility. Current work has been undertaken to update and refit the trailer MCI events have been attended with additional events being planned.

### 12. PUBLIC EDUCATION

DCAD now has a fully functional training component for the community for first aid, CPR, and AED training. Training is currently being planned for a predictable every other month schedule.

### 13. PREVENTION

DCAD and DCOEM provides services and standby at the 9Health Fair.

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## WRETAC Regional Systems Development Policy and Application

DCAD has built stronger communications with the local Community Clinic for more coordinated medical response.

### 14. INFORMATION SYSTEMS

Improvements in documentation and communication have been made on the DCAD vehicles, with mobile devices available for all staff. Cardiac Monitors provide secure data communication to EMR system. Work is in progress for stronger GPS tracking of staff and vehicles for scene safety and security of staff and community.

### 15. EVALUATION

In 2022-2023, DCAD is implementing a full comprehensive CQI program to target areas for improvement within the system, including, but not limited to communication, certification tracking, revenue cycle, billing success, funding management, staff retention and economic resilience by lean financial management and cooperation.

***\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.***

# WRETAC Regional Systems Development Policy and Application

## County application questions

- 1) Please describe how the county works to ensure participation from all EMTS stakeholders (*prehospital through trauma center hospitals*) to ensure collaborative efforts in planning and systems improvement.

The Dove Creek Ambulance District (DCAD) maintains excellent communications with both hospitals in our local area, as well as performs after action reports with our responders to target, analyze, and correct potential areas of improvement.

DCAD welcomes any communication, invitation, and cooperation in training, including but not limited to Helicopter, MCI, Incident Command, and other training in the region.

- 2) Please describe the county's or agency's fiscal plan of sustainability for the project described in this application.

The Dove Creek Ambulance's fiscal plan of sustainability is in part due to increased billing rates by having more ALS staff trained and able to respond for the District. The District is also expecting a support for the lodging tax initiative in our District to add funding to our budget.

Accountability of the FTO staff has included documentation of all Field Training hours, type of call, and after-action narrative for evaluation of education opportunity.

**\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.**



WRETAC Regional Systems Development Policy and Application

**Western Regional Emergency  
Medical & Trauma Advisory Council  
(WRETAC)  
Funding Agreement**

For the purpose and use of the WRETAC Regional Systems Development funds awarded for calendar year:

I, Kathleen Keesling, as a representative of Dove Creek Ambulance District (Organization), do hereby agree to the following terms of the WRETAC Systems Development Grant:

- 1. The funds received through this grant will only be used as outlined in the grant application request and may only be changed with prior approval from the WRETAC Board of Directors. Changes must be reported using this application form.**
- 2. Deliverables and deadlines will be required of each agency, facility, and/or organization that receives funding. Failure to comply may delay or discontinue funding or result in request to return funding.**
- 3. Unless the WRETAC Board has reviewed and approved an application with a request for advance payment, this is a reimbursement grant. Funds will be disbursed to the requesting county/agency based on well-documented invoices and receipts.**
- 4. I attest to the fact that information contained in the financial section is accurate and that the county or assigns has documentation for all expenditures:**

By signing this form, you agree to abide by all the above terms within this application. You are responsible for completion and execution of said deliverables:

Signature: Kathleen Keesling

Organization: Dove Creek Ambulance District  
Title: District Administrator

County: Dolores County for Egnar in San Miguel County

Date: October 27, 2022

**\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.**

WRETAC Regional Systems Development Policy and Application

**Western Regional Emergency  
Medical & Trauma Advisory Council  
(WRETAC)  
County representation validation**

For the purpose and use of the WRETAC Regional Systems Development funds awarded for this year, either demonstrate respective County Commissioner acknowledgement of funding request (sign below) **OR** attached County resolution or other document that demonstrates authority for applicant to represent the County on EMTS funding requests & allocation:

I, \_\_\_\_\_ (Print), as a

County Commissioner of \_\_\_\_\_ (County) do

hereby deem the applicant represents \_\_\_\_\_ County on the WRETAC Regional Systems Development funding request for Emergency Medical & Trauma Service Systems.

Signature: \_\_\_\_\_

County Title: \_\_\_\_\_

Date: \_\_\_\_\_

**\*\* Please Note: This form is a WORD document. It is designed to be completed from the keyboard, saved and emailed (or printed and mailed) for submittal.**

# DCAD

## Check Detail

January 1 - September 9, 2022

DATE	TRANSACTION TYPE	NUM	NAME	MEMO/DESCRIPTION	CLR	AMOUNT
▼ Teleflex LLC						
03/01/2022	Check	2395	Teleflex LLC	Inv. 950518448	R	-562.50
						562.50
08/09/2022	Check	2495	Teleflex LLC	Inv. # 9505809804		-1,665.50
						1,665.50
▼ The Artworks						
05/19/2022	Check		The Artworks	Estimate 05-6731 wrap for smbo	R	-4,565.00
						4,565.00

**THE ARTWORKS**  
 UNLIMITED LLC  
 3771 REVERE STREET  
 DENVER, COLORADO 80239  
 303-790-7111 - 1-833-790-7111

**Estimate...**

Date	Estimate #
5/17/2022	05-6731

Name / Address
Dove Creek Ambulance District Jerry Whited 222 S. Guyrene St. Dove Creek, CO 81324

P.O. No.	Terms
	Due on receipt

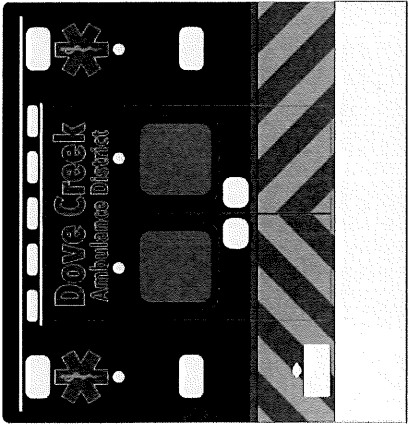
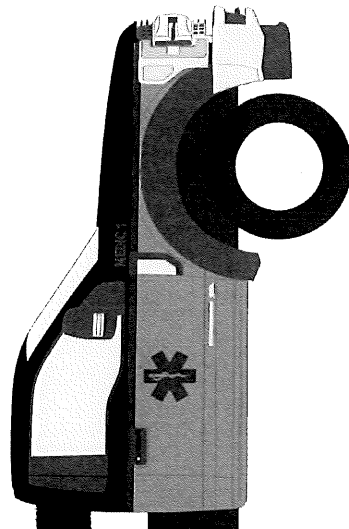
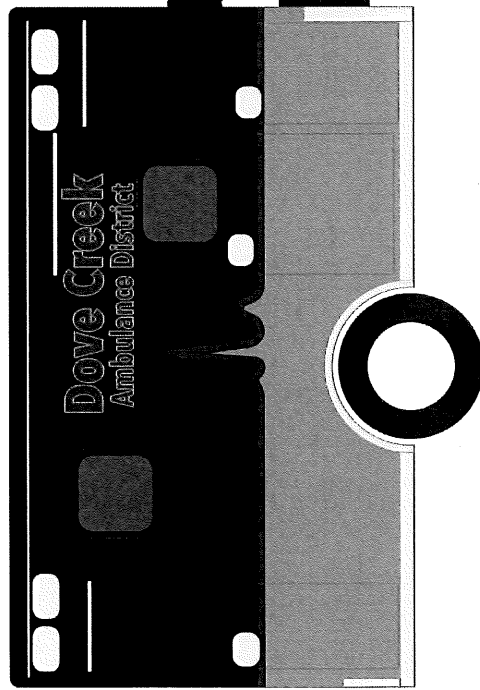
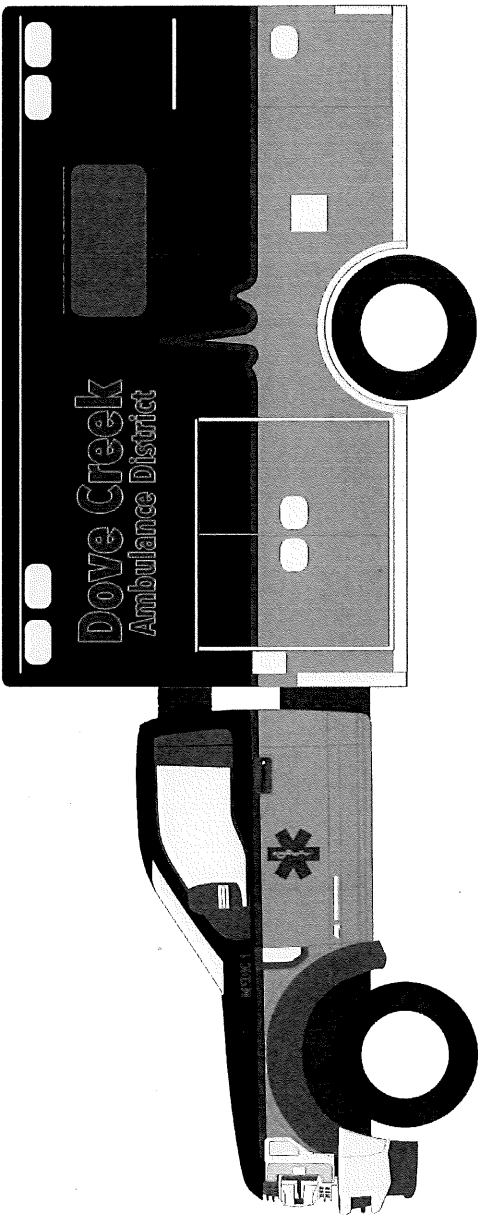
Item	Description	Qty	Cost	Total
Removal Decals	Removal of existing decals on ambulance Complete decal package for ambulance: wrap over black portion of ambulance with 3M Gloss Light Green material, replace gold reflective stripe with light blue reflective stripe on sides and rear (including rhythm pattern), add light blue reflective SOL on front doors, MEDIC 1 on front fenders, gloss light green with light blue reflective outline text on sides Dove Creek Ambulance District, gloss light green with light blue reflective outline text and SOL's on rear as well as text on front of box, gloss light green and light blue reflective chevron on the rear below the light blue reflective stripe, MEDIC 1 on the inside of the curb side rear entry door UNIT: MEDIC 1 VIN:	3 1	95.00 4,280.00	285.00 4,280.00

*Any invoice over \$500.00 paid by credit card will have a 4% processing fee applied. Government customers are exempt from this.*

<b>Total</b>	<b>\$4,565.00</b>
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*All invoices are due upon receipt unless otherwise specified. Person placing the order is responsible to ensure the invoice is paid on time. Any past-due invoice will have a LATE FEE APPLIED.*

Customer Signature \_\_\_\_\_







**AGENDA ITEM 7.a**

**TITLE:**

9:35 a.m. Approval of Chair's signature on a Proclamation of the Board of Commissioners of San Miguel County, Colorado, on Veterans Day, November 11, 2022, to honor and recognize the Veterans of San Miguel County./MOTION

**Presented by:** County Commissioners

**Time needed:** 5 mins

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

[November 2022 Veterans Day](#)

**Description:**

**PROCLAMATION OF THE BOARD OF COMMISSIONERS OF SAN  
MIGUEL COUNTY, COLORADO, ON VETERANS DAY,  
NOVEMBER 11, 2022, TO HONOR AND  
RECOGNIZE THE VETERANS OF SAN MIGUEL COUNTY**

**Proclamation #2022-08**

**WHEREAS**, the Board of County Commissioners of San Miguel County, Colorado, wishes to recognize all San Miguel County veterans for their military service, dedication and sacrifice, and for honorably representing our Nation during peacetime, times of war, and times of conflict;  
and

**WHEREAS**, Veterans and their families have made sacrifices in order to protect and safeguard not only our Country but the countries of our international allies and fellow brothers in arms; and

**WHEREAS**, this Country is free because of your choice to answer the call to protect and defend;  
and

**WHEREAS**, it is with great humility that the Board of County Commissioners, San Miguel County, Colorado recognizes and honors the veterans of San Miguel County on Veterans Day, and throughout the year.

**NOW, THEREFORE**, we, the Commissioners of San Miguel County, do hereby proclaim November 11, 2022, a day of recognition of the Veterans of San Miguel County.

**DONE AND APPROVED** by the Board of County Commissioners at a regular meeting held in Norwood, Colorado, this 6th day of November 2022.

**SAN MIGUEL COUNTY, COLORADO  
BOARD OF COUNTY COMMISSIONERS**

\_\_\_\_\_  
Kris Holstrom, Chair

Vote:	Hilary Cooper	Aye	Nay	Abstain	Absent
	Kris Holstrom	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

\_\_\_\_\_  
Carmen Warfield, Chief Deputy Clerk



**AGENDA ITEM 7.b**

**TITLE:**

9:40 am Consideration for the appointment to the County Planning Commission -Alternate seat./MOTION

**Applicants:**

Galena Gleason

Morgan Smith

**Presented by:** Kaye Simonson, Planning Director

**Time needed:** 10 mins

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

[Galena Gleason - Planning Commission.pdf](#)

[Morgan Smith - Planning Commission\\_Redacted.pdf](#)

**Description:**



## Online Form Submittal: County Boards and Commissions Request for Appointment

1 message

noreply@civicplus.com <noreply@civicplus.com>  
Reply-To: galenagleason@gmail.com  
To: boccc@sanmiguelcountyco.gov

Thu, Oct 20, 2022 at 10:11 AM

### County Boards and Commissions Request for Appointment

#### Step 1

##### San Miguel County Boards & Commissions Request for Appointment

Name of Board or Commission: Planning Commission

Reappointment? No

(Section Break)

First Name Galena

Last Name Gleason

Email

Address1 1165 W35 Rd

Address2 *Field not completed.*

City Norwood

State CO

Zip 81423

#### Step 2

##### San Miguel County Boards & Commissions Request for Appointment

Professional Background/Personal Interests

I currently live in Norwood on a 10-acre farm with my partner Ryan Howe and our two young boys. We enjoy gardening, looking after bees, creating native habitat, and are working on restoring riparian zones on our property to rejuvenate the water table in our neighborhood.

I graduated from Telluride High School in 1998 and then moved to Bozeman, MT, where I acquired a bachelors of science degree in Horticulture with an option in Landscape Design from Montana State University. I returned to Telluride in 2005 to work for our family business, Bootdoctors. I held the position as lead buyer for the company from 2007 through 2021. During this time window, I also owned and operated a landscaping business in Telluride and worked for Telluride Ski and Snowboard Club. I co-owned an affordable housing unit in the Goldrun development with my sister Kelli from 2010-2020. At this season of my life, I am focusing on my family and community. I currently serve on the boards of Fresh Foundation, Norwood Nordic Association and Chason Russell Memorial Scholarship Fund. I also volunteer for the San Miguel

Reasons for interest in  
serving on this board

I want to get more involved in the planning and vision for our region. I have lived in Telluride, Ophir, Lawson Hill, and Norwood and have deep insights into the demographics, needs, and challenges of these communities. I understand the processes and requirements of the affordable housing market in our county. Having run and operated businesses in Telluride, I feel I have an intimate understanding of the work force, second home owners, and visitors to our communities. My partner co-owns and operates a local business, Telluride Mountain Guides, and my eldest child is enrolled in the R-1 Telluride school district. I have invested interest in the future and health of the communities of San Miguel County and that is why I would like to serve on this board.

---

Email not displaying correctly? [View it in your browser.](#)



# Online Form Submittal: County Boards and Commissions Request for Appointment

1 message

noreply@civicplus.com <noreply@civicplus.com>  
Reply-To: morgansmith99@gmail.com  
To: boccc@sanmiguelcountyco.gov

Fri, Oct 28, 2022 at 8:08 AM

## County Boards and Commissions Request for Appointment

### Step 1

#### San Miguel County Boards & Commissions Request for Appointment

Name of Board or Commission: Planning Commission

Reappointment? No

(Section Break)

First Name Morgan

Last Name Smith

Email

Address1 [3130 Last Dollar Rd.](#)

Address2 *Field not completed.*

City Telluride

State Colorado

Zip 81435

### Step 2

#### San Miguel County Boards & Commissions Request for Appointment

Professional Background/Personal Interests

I would like to be considered for the position of the Junior Alternate for the Planning Commission. I have developed a strong understanding of the San Miguel Land Use Code, and I would like to put that knowledge and my skills to use with this position regarding the review of new zoning requests, special use permits and development permits within the greater San Miguel County region.

Although I was never personally involved in development, I have many years' experience dealing with construction related issues while litigating and in my current business of creating visualizations for trial. I understand the important work that the planning commission does, and how the Land Use Code is implemented.

I have tried to use my skills to help the Telluride town and region in volunteer capacities since moving here in 2016. I am active in Telluride Rotary and am treasurer of the club's 501(c)3 foundation. I also give time as a mentor to the Telluride Venture Network, consulting with startups outside of the tourism

industry to help diversify the local economy and create well-paying jobs. Additionally, my company Cogent Legal donated over \$10,000 in time to the Telluride Foundation by creating 3D renders of various affordable housing projects that are part of the foundation's Rural Housing Initiative. These images were used to obtain planning approvals and to market the projects.

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Reasons for interest in serving on this board

I believe I would be a helpful and dedicated participant in the planning commission because I like to be challenged on views from opposing sides, because it makes the end-result much stronger with good input from everyone.

---

Email not displaying correctly? [View it in your browser.](#)



**AGENDA ITEM 7.c**

**TITLE:**

9:50 am Discussion of a request by the new owner of the parcel located at 310 Front Street, Parcel 4523334403002 (AKA Placerville Post office) to renew the current easement of the leach field located in the county right away./MOTION

**Presented by:** Mike Bordogna, County Manager; Harley Brooke-Hitching, New owner

**Time needed:** 20 mins

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

**Description:**



**AGENDA ITEM 7.d**

**TITLE:**

Consideration of Chair's signature on Resolution 2022-53 Adopting a County Donation Policy.

**Presented by:** Amy Markwell, County Attorney

**Time needed:** 5 min

**PREPARED BY:**

Amy Markwell, Attorney

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

[Resolution 2022 53 Donation Policy](#)

**Description:** Resolution 2022-53 allows for the addition of Section 5-4 County Donation Policy to the County's Administrative Policy Manual.

**RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS  
OF SAN MIGUEL COUNTY, COLORADO ADOPTING A  
COUNTY DONATION POLICY FOR SAN MIGUEL COUNTY**

**Resolution #2022 - 53**

**WHEREAS**, the Board of County Commissioners of San Miguel County, Colorado has not previously had an established Donation Policy as part of its Administrative Policy Manual; and

**WHEREAS**, the addition of Section 5-4 of the Administrative Policy Manual establishes a policy and guidelines for the review of proposed donations, gifts, or bequests to San Miguel County; and

**WHEREAS**, the Board of County Commissioners wishes to improve its administrative policy practices through the adoption of a donation policy.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SAN MIGUEL COUNTY, COLORADO:**

1. Section 5-4 of the San Miguel County Administrative Policy Manual shall be updated according to the attached Exhibit A and incorporated herein by reference is hereby adopted.
2. The new Section 5-4 shall apply to all departments of the County including all Elected official offices.
3. This Resolution shall take effect immediately upon its approval by the Board of County Commissioners.

**APPROVED AND ADOPTED** this \_\_\_\_\_, at Telluride, Colorado.

**BOARD OF COUNTY COMMISSIONERS  
SAN MIGUEL COUNTY, COLORADO**

By: \_\_\_\_\_  
Kris Holstrom, Chair

Vote:	Kris Holstrom	Aye	Nay	Abstain	Absent
	Hilary Cooper	Aye	Nay	Abstain	Absent
	Lance Waring	Aye	Nay	Abstain	Absent

ATTEST:

By: \_\_\_\_\_  
Carmen Warfield, Chief Deputy Clerk

## EXHIBIT A

### 5-4 COUNTY DONATION POLICY

#### PURPOSE

To establish a policy and guidelines to review a proposed donation, gift, or bequest to San Miguel County government, (collectively, “donation(s)”), determine whether to accept or decline the same, and document and acknowledge receipt of the donation. The applicable procedures vary depending on several factors, including the type, value, and proposed use of the donation.

#### PROCEDURES

1. **Policy Statement:** While San Miguel County does not actively solicit donations, there may be times when a donation is offered to San Miguel County government. In such cases, these policies and guidelines govern the acceptance of donations by San Miguel County to ensure transparent and accountable governance.
2. **Applicability:** This policy applies to San Miguel County government, any employee, department, or elected official receiving a donation on behalf of San Miguel County.

This policy does **not** apply to:

- A. Gifts to individual employees or elected officials (“covered individuals”), which are governed by Article XXIX of the Colorado Constitution (“Amendment 41”), C.R.S. § 24-18-101 *et seq.* and various other County policies and guidelines.. Amendment 41 applies to covered individuals – i.e., members of the general assembly, public officers, local government officials, and government employees – and not to the State itself or any of its agencies, political subdivisions, or other governmental entities. For things of value, including but not limited to gifts, loans, rewards, promises or negotiations of future employment, favors or services, honoraria, travel, entertainment, or special discounts. For this ban, solicitation, acceptance, or receipt of a thing of value having a fair market value or aggregate actual cost *greater than* \*\$65.00 is a violation. See [Position Statement 19-01](#). (\*This amount may change in 2023.)
- B. Offers made to the County, as an entity, or to a specific department or elected office rather than a specific employee or elected official, to pay for travel-related expenses, hotel accommodations, and registration to attend conferences, hearings, or other functions. These offers are governed, in part, by section 3(3)(f) of Amendment 41. Offers made to the County or specific departments and offices will be reviewed on an ad-hoc basis by the appropriate department or Elected’s office, in consultation with the County Attorney’s Office.
- C. Grants
- D. Donation of conservation easements to the County.
- E. Donation of rights-of-way and other easements to the County.

- F. Donations of unique items, will be considered on an ad-hoc basis by the Board of County Commissioners. Unique items are donations that are complex and unique in nature. Examples include, but are not limited to: securities (whether readily marketable or not, including but not limited to publicly traded securities, Treasury bills, and other money market instruments); intangible personal property (such as patents, copyrights, licenses, and software) and other complicated donation mechanisms outside the normal acceptance policies stated in this Policy.
- G. Time and attendant services donated to the County by volunteers appointed to commissions, boards, or committees, members of search and rescue groups or other emergency responders, citizens who teach courses or other classes to County employees and/or citizens or other citizens who otherwise volunteer their time to various county programs.

**3. Types of Donations Accepted:** Donations may come in a variety of forms, including but not limited to monetary donations, tangible personal property, and real estate. Below is a list of the types of donations to which this policy applies.

- A. Monetary donations include, but are not limited to, cash, checks, money orders, wire transfers, and credit cards. For purposes of this policy, monetary donations do not include coin or currency collections, which are treated as tangible personal property.
- B. Real estate includes, but is not limited to, improved or unimproved real property, improvements affixed to land, oil, gas, and other mineral interests, and water rights.
- C. Tangible personal property includes, but is not limited to, artwork, antiques, automobiles, boats, coin and currency collections, equipment, furniture, and personal items.

**4. Guidelines for Acceptance:**

- A. The County reserves the right to refuse any donation.
- B. All proposed donations must be reviewed and approved, as outlined in this Policy, before acceptance. Review is required to ensure the proposed donation is appropriate to the needs of the County, does not impose undue financial burdens on the County, complies with applicable legal and financial standards, and does not impose any unreasonable or burdensome restrictions on the item's use, display, or disposition.
- C. Donations will not be recorded to the County until the donation is accepted and received by the County.
- D. No donation will be accepted under this Policy as consideration or exchange for any good, service, or other items of value, or for any agreement with or benefit from the County or any of its employees or elected officials, unless such arrangement is legally permissible and considered and approved by the Board of County Commissioners.

- E. No donation will be accepted that does not support the County's statutory purposes or that is too difficult or expensive to administer in relation to its value.
- F. For any proposed donation of which there is an intent by the donor or County for the asset to be sold; exchanged or otherwise disposed of within three (3) years of receipt, the donor should be advised to discuss the possible tax implication of this action with their tax advisor before making the donation.
- G. Valuation of donation for internal bookkeeping purposes will occur as of the date the County accepts a donation. The value of the property received may be arrived at without regard to the donor's personal estimation of the property's value, the worth and date reported by the donor to the IRS, or the value placed on the property by the Internal Revenue Service ("IRS") about the donor's tax liability.
- H. For any donation (including monetary donation or property) County staff must provide a contemporaneous written acknowledgment indicating the amount of the monetary donation received and/or a description of any property donated. The acknowledgment must state whether the County provided any goods or services in exchange for the donation and; if so, must provide a description and a good faith estimate of the value of those goods or services.
- I. For donors who wish to claim a charitable tax deduction for non-monetary donations valued at over \$5,000, the IRS requires the submission of qualified, third-party appraisals. Any appraisals of property are the responsibility of the donor. Whenever possible, copies of appraisals should be provided to the County.
- J. If donors ask the County to sign IRS Form 8283, as the same may be amended from time to time, for non-cash donations of more than \$500 to substantiate their charitable donation, the donor must provide the County with a copy of the required federal tax forms (currently Form 8283). The County's signature on such a form will not represent concurrence in the appraised value of any donated property. Any signed acknowledgment will only represent receipt of the property described on the date specified on the form.

## **5. Acceptance Procedures**

- A. Monetary Donations
  - 1. Monetary donations that do not have any restrictions regarding use may be accepted with the approval of the Finance Director and County Manager, regardless of dollar amount, unless the donor does not appear to have legal ownership of the funds.
  - 2. Donations that contain restrictions on use or disposition must be reviewed and approved by the County Attorney's Office in addition to the Finance Director and County Manager.
  - 3. All accepted monetary donations must be deposited with the Treasurer, after being assigned an account number by the Finance Director.

B. Tangible Personal Property

1. Donations of tangible personal property that do not have any restrictions regarding use, disposition, or display may be accepted with the approval of the Finance Director and County Manager, regardless of dollar amount, unless the donor does not appear to have legal ownership of the property.
2. Donations that contain restrictions on use, disposition, or display, must be reviewed and approved by the County Attorney's Office in addition to the Finance Director and County Manager.
3. All bills of sale or other donation agreements, in a form approved by the County Attorney's Office, must be completed by the donor of any donation of tangible personal property before receipt of the asset.
4. All donations of tangible personal property valued at \$5,000 or such greater amount as may be prescribed from time to time, by the finance department in policy or under the procurement code, will be capitalized as a capital asset.

C. Real Estate. Any proposed donation of real property, including any oil and gas or other mineral interests or water rights must be approved by the Board of County Commissioners.

1. Prior to acceptance, the County will perform due diligence as is determined necessary in consultation with the County Attorney's Office. Such due diligence may include, but is necessarily limited to:
  - Reviewing the legal title to the real estate, as well as any leases, restrictive covenants, easements, or other agreements affecting the real estate.
  - Obtaining a qualified independent appraisal
  - Obtaining an appropriate survey of the real estate
  - Performing physical inspections and review of the property
  - Reviewing environmental reports and/or ordering Phase I Environmental Site Assessment and Addition Site Investigation (Phase II)
2. Generally, unless a specific need arises, the County will not accept timeshares; real estate that contains solid waste or is contaminated by hazardous waste for which the ownership or operations will expose the County to liability under federal, state, or local environmental laws, ordinance, and regulations, real estate encumbered by mortgages or liens; or real estate with other negative environmental, legal or title implications such as restrictions, reservations or other limitations associated with the property.



**AGENDA ITEM 7.e**

**TITLE:**

Consideration to defer an issue on the Road CR Z60 to the County Manager. Allowing him to work with the Road and Bridge department and the owners concerning the plowing permit/bond.

**Presented by:** Mike Bordogna, County Manager

**Time needed:** 5 mins

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

**Description:**



**AGENDA ITEM 7.f**

**TITLE:**

Consideration to approve the purchase for the Sheriff's fleet, a 2022 Chevrolet Tahoe, in the amount of \$53,234 from the Town of Norwood. /MOTION

**Presented by:** Mike Bordogna, County Manager

**Time needed:** 5 mins

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

[SMC Sheriff Office - 2022 Tahoe.pdf](#)

**Description:**



# INVOICE

Town of Norwood  
 PO Box 528  
 Norwood, CO 81423

Date: 10/27/2022  
 INVOICE #1027202201

To **San Miguel County Sheriff's Office**  
 684 CR63L  
 Telluride, CO 81435  
 970-728-1911

<u>Description</u>	<u>Line Total</u>
2022 Chevrolet Base Price	\$48,145.00
Transportation from John Elway Chevy to Norwood	\$650.00
Defender Uplift Package	\$14091.00
Government Discount from John Elway Chevy to Town of Norwood	(\$9652.00)
<b>2022 Chevrolet Tahoe</b>	
<b>VIN # - 1GNSKLED2NR212764</b>	
Total	\$53,234.00

Make all checks payable to Town of Norwood  
**Thank you for your business!**

Town of Norwood PO Box 528, Norwood, CO 81423 Phone: 970-327-4288



## **AGENDA ITEM 10.a**

### **TITLE:**

Discussion of the Multimodal Options fund (MMOF) for the proposed Lawson Hill connector sidewalk from the County owned Park and Ride to the Underpass beneath Hwy 145.

**Presented by:** Mike Bordogna, County Manager; Pall Hall, Lawson Hill HOA

**Time needed:** 30 mins

### **PREPARED BY:**

Carmen Warfield, Board of County Commissioners

### **RECOMMENDED ACTION/MOTION:**

### **INTRODUCTION/BACKGROUND:**

### **FISCAL IMPACT:**

### **ATTACHMENTS:**

#### **Description:**

Hello Lance,

Lawson Hill has been working on a design and plan to create a safe connector sidewalk from the County owned Park and Ride lot to the CDOT/ County/State existing underpass beneath Hwy 145. This critical link will help those who park at the Park and Ride and want to access either the multi use/bike trail or walk to the valley floor for recreation, including cross country skiing. Since CDOT eliminated the parking along the highway, we are seeing so much more pedestrian and bike traffic parking at the Park and Ride lot, and using Society Drive for this access. This is not a safe link. The turn by the Conoco lacks good visibility for pedestrians or bikes to navigate walking along this busy road. In addition we understand that a second underpass is being designed to link the Meadows trail to Lawson Hill's internal trail system. We anticipate this will also increase the number of pedestrians and bikers trying to navigate their way back to Telluride bike path.

Lawson Hill has already spent considerable funds getting this 10' multi use path designed and engineered. We have sent the plans out to bid. When the costs of construction came back, we were dismayed that this project was significant for our owners association to absorb. The current estimates came in between \$500,000.00 - \$650,000.00 We consider this connector a critical link in the regions alternative transportation system.

It has come to our attention that there may be opportunities to get help with funding through the GOCO grant process. That however is not open to an owners association to apply. We would need a partner that is a government agency to sponsor the project for the purposes of grant writing. The obvious choice is San Miguel County as they own the Park and Ride lot and were instrumental in getting the underpass built. We are formally requesting you consider being our sponsor for these grant applications.

Attached is the engineered plan and the landscape plan so you can understand better the scope of the project. Beth Balis did the design work and David Ballode has done the engineering.

Please pass this on to your fellow commissioners so SMC may consider partnering with Lawson Hill to facilitate our submitting an application for GOCO grant monies that might help fund this important contribution to the regional pedestrian/alternative transportation system.

Feel free to contact me if you have additional questions.

Best Regards,

Pam



**AGENDA ITEM 14.a**

**TITLE:**

Executive Session: Discussion of general personnel matter for the County Attorney's Office. C.R.S. 24-6-402(4)(b) and (f)

**Presented by:** Amy Markwell, County Attorney

**Time needed:** 15 min

**PREPARED BY:**

Amy Markwell, Attorney

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

**Description:**



**AGENDA ITEM 14.b**

**TITLE:**

Executive Session: Discussion of settlement negotiations in the 2017 & 2018 oil and gas lease litigation. (C.R.S. 24-6-402(4)(b) and (e)).

**Presented by:** Amy Markwell, County Attorney

**Time needed:** 5 min

**PREPARED BY:**

Amy Markwell, Attorney

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

**Description:**



**AGENDA ITEM 14.c**

**TITLE:**

Executive Session: Discussion on the Sunnyside funding, citation 4(e).

**Presented by:** Mike Bordogna, County Manager

**Time needed:**

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

**Description:**



**AGENDA ITEM 14.d**

**TITLE:**

Executive Session: Conferences with an Attorney over a foreclosure in Lawson Hill, citation 4(b).

**Presented by:** Mike Bordogna, County Manager

**Time needed:**

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

**Description:**



**AGENDA ITEM 14.e**

**TITLE:**

2:00 pm Executive Session: Discussion with an attorney and determine negotiations concerning the San Miguel Conservancy District Water Court case, citation (4)(b)(e).

**Presented by:** Mike Bordogna, County Manager; Mark Hamilton, Water Attorney

**Time needed:**

**PREPARED BY:**

Carmen Warfield, Board of County Commissioners

**RECOMMENDED ACTION/MOTION:**

**INTRODUCTION/BACKGROUND:**

**FISCAL IMPACT:**

**ATTACHMENTS:**

**Description:**